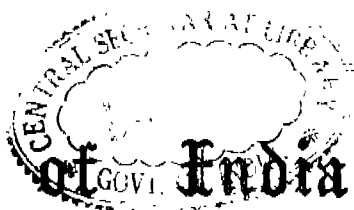


## The Gazette



PUBLISHED BY AUTHORITY

No. 51] NEW DELHI, SATURDAY, DECEMBER 17, 1960/AGRAHAYANA 26, 1982

## NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 7th December, 1960 :—

Issue No.	No. and date	Issued by	Subject
247	S. O. 2913, dated 2nd December, 1960.	Ministry of Finance	The President constituting a Finance Commission.
248	S. O. 2914, dated 3rd December, 1960.	Ministry of Information and Broadcasting.	Approval of film specified therein.
249	S. O. 2915, dated 3rd December, 1960.	Ministry of Finance.	The Finance Commission (Salaries and Allowances) Amendment Rules, 1960.
250	S. O. 2916, dated 5th December, 1960.	Election Commission, India.	List of contesting candidates in the election to the House of the People from the Rae Bareilly Parliamentary Constituency.
251	S. O. 2993, dated 6th December, 1960.	Ministry of Food and Agriculture.	Direction that powers in relation to prices, stocks and transport of cattle fodder specified therein shall also be exercisable by the Government of Rajasthan.
252	S. O. 2994, dated 7th December, 1960.	Election Commission, India.	Amendment to S.O. 2149, dated 26th September, 1959.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

**PART II—Section 3—Sub-section (ii)**

**Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).**

**MINISTRY OF HOME AFFAIRS**

*New Delhi-11, the 13th December 1960*

**S.O. 2996.**—In exercise of the powers conferred by entry 3(b) of the table annexed to Schedule I to the Indian Arms Rules, 1951, the Central Government is pleased to specify Shri Krishna Singh, grandson of the ruler of Sitamau for the purposes of that entry and directs that the exemption shall be valid in respect of one gun/rifle and one pistol/revolver.

[No. 16/19/60-P. IV.]

C. P. S. MENON, Dy. Secy.

**MINISTRY OF FINANCE**

**(Department of Expenditure)**

*New Delhi-2, the 2nd December 1960*

**S.O. 2997.**—In pursuance of clause (3) of article 77 of the Constitution and of all other powers enabling him in this behalf, the President is pleased to make the following amendment in the Delegation of Financial Powers Rules, 1958 (published as S. O. 2814 in the Gazette of India dated the 20th December, 1958), namely:—

*Amendment No. 79*

In the said Rules, the existing entry in column 4 against item No. 10 of the Annexure to Schedule V, may be substituted by the following:—

"In all cases except those mentioned below, the land required for Government use shall be acquired with the previous consent of the Ministry of Works Housing and Supply or subject of such order as that Ministry may issue from time to time:—

- (a) The Department of Communications and Civil Aviation may acquire land required for works under its control.
- (b) Administrators may acquire land provided the cost thereof is included in a scheme and the total expenditure on the scheme is within the powers of sanction of the Administrators. Such acquisition

would be subject to the association with the proposal of the local Public Works authorities who would certify the requirements of land as reasonable".

[No. F. 12(41)-E. II(A)/60.]

*New Delhi-2, the 3rd December 1960*

**S.O. 2998.**—In pursuance of clause (3) of article 77 of the Constitution and of all other powers enabling him in this behalf, the President is pleased to make the following amendment in the Delegation of Financial Powers Rules, 1958, (published as S. O. 2614 in the Gazette of India dated the 20th December, 1958) namely:—

*Amendment No. 80*

The following words occurring in sub-clause (f) of rule 9(1) [as inserted by this Ministry's Notification No. F. 12(70)-E. II(A)/60 dated the 2nd August, 1960] shall be deleted:—

"or funds have been specifically included in the budget for the purpose".

[No. F. 12(97)-E. II(A)/60.]

C. R. KRISHNAMURTHI, Dy. Secy.

---

**(Department of Expenditure)**

*New Delhi-2, the 6th December 1960*

**S.O. 2999.**—In pursuance of clause (3) of article 77 of the Constitution and of all other powers enabling him in this behalf, the President is pleased to make the following amendment in the Delegation of Financial Powers Rules, 1958 (published as S. O. 2614 in the Gazette of India dated the 20th December, 1958) namely:—

*Amendment No. 81.*

I. In Schedule I to the Rules, the entry 'Master, Assay Department and Silver Refinery, Calcutta' at Serial No. 4 under "D-Ministry of Finance (Economic Affairs Department)" may be deleted:—

II. In this Ministry's notification No. 19(18)-EII(A)/60, dated the 18th October, 1960 (Amendment No. 73) the date of effect viz. "4th October, 1960" may be substituted by "8th September, 1960".

[No. F. 19(18)-EII(A)/60.]

C. P. MITTAL, Under Secy.

## (Department of Expenditure)

## (Establishment Division)

New Delhi, the 1st December 1960

**S O. 3000.**—In exercise of the powers conferred by the proviso to article 309 and clause (5) of article 148 of the Constitution, and of all other powers enabling him in this behalf, the President, after consultation with the Comptroller and Auditor-General in respect of persons employed in the Indian Audit and Accounts Department, hereby makes the following rules, namely:—

*Short Title and Definitions*

**1. Short title and commencement.**—(a) These rules may be called the **General Provident Fund (Central Services) Rules, 1960.**

(b) They shall be deemed to have come into force on the 1st April, 1960.

**2. Definitions.**—(1) In these rules unless the context otherwise requires,—

(a) *Account Officer* means such officer as may be appointed in this behalf by the Comptroller and Auditor General, or the Pay and Accounts Officer where a separate Pay and Accounts Office exists except that in relation to Class IV employees the head of his office or the Pay and Accounts Officer, as the case may be, shall be the Account Officer.

(b) *Save* as otherwise expressly provided *emoluments* means pay, leave salary or subsistence grant as defined in the Fundamental Rules, and includes dearness pay appropriate to pay, leave salary or subsistence grant, if admissible, and any remuneration of the nature of pay received in respect of foreign service.

(c) *Family* means—

(i) in the case of a male subscriber, the wife or wives and children of a subscriber, and the widow, or widows, and children of a deceased son of the subscriber; provided that if a subscriber proves that his wife has been judicially separated from him or has ceased under the customary law of the community to which she belongs to be entitled to maintenance she shall henceforth be deemed to be no longer a member of the subscriber's family in matters to which these rules relate unless the subscriber subsequently intimates in writing to the Account Officer that she shall continue to be so regarded;

(ii) in the case of a female subscriber, the husband and children of a subscriber, and the widow or widows and children of a deceased son of a subscriber; provided that if a subscriber by notice in writing to the Account Officer expresses her desire to exclude her husband from her family, the husband shall henceforth be deemed to be no longer a member of the subscriber's family in matters to which these rules relate, unless the subscriber subsequently cancels such notice in writing.

**NOTE.**—*Child* means a legitimate child and includes an adopted child, where adoption is recognised by the personal law governing the subscriber.

(d) *Fund* means the General Provident Fund.

(e) *Leave* means any variety of leave recognised by the Fundamental Rules or the Civil Service Regulations or the Revised Leave Rules, 1933.

(f) *Year* means a financial year.

(2) Any other expression used in these rules which is defined either in the Provident Funds Act, 1925 (19 of 1925), or in the Fundamental Rules is used in the sense therein defined.

(3) Nothing in these rules shall be deemed to have the effect of terminating the existence of the General Provident Fund as heretofore existing or of constituting any new Fund.

### *Constitution of the Fund*

**3. Constitution of the Fund.**—(1) The Fund shall be maintained in rupees.

(2) All sums paid into the Fund under these rules shall be credited in the books of Government to an account named "The General Provident Fund". Sums of which payment has not been taken within six months after they become payable under these rules shall be transferred to "Deposits" at the end of the year and treated under the ordinary rules relating to deposits.

**4. Conditions of eligibility.**—All temporary Government servants, other than re-employed pensioners, after a continuous service of one year and all permanent Government servants shall subscribe to the Fund:

Provided that no such servant as has been required or permitted to subscribe to a contributory provident fund shall be eligible to join or continue as a subscriber to the Fund, while he retains his right to subscribe to such a fund.

**NOTE.**—Apprentices and Probationers shall be treated as temporary Government servants for the purpose of this rule.

### *Nominations*

**5. Nominations.**—(1) A subscriber shall at the time of joining the Fund, send to the Account Officer, a nomination conferring on one or more persons the right to receive the amount that may stand to his credit in the Fund, in the event of his death, before that amount has become payable or having become payable has not been paid:

Provided that if, at the time of making the nomination, the subscriber has a family, the nomination shall not be in favour of any person or persons other than the members of his family:

Provided further that the nomination made by the subscriber in respect of any other provident fund to which he was subscribing before joining the Fund shall, if the amount to his credit in such other fund has been transferred to his credit in the Fund, be deemed to be a nomination duly made under this rule until he makes a nomination in accordance with this rule.

(2) If a subscriber nominates more than one person under sub-rule (1), he shall specify in the nomination the amount or share payable to each of the nominees in such manner as to cover the whole of the amount that may stand to his credit in the Fund at any time.

(3) Every nomination shall be in such one of the Forms set forth in the First Schedule as is appropriate in the circumstances.

(4) A subscriber may at any time cancel a nomination by sending a notice in writing to the Account Officer. The subscriber shall, along with such notice or separately, send a fresh nomination made in accordance with the provisions of this rule.

(5) A subscriber may provide in a nomination—

(a) in respect of any specified nominee, that in the event of his pre-deceasing the subscriber, the right conferred upon that nominee shall pass to such other person or persons as may be specified in the nomination, provided that such other person or persons shall, if the subscriber has other members of his family, be such other member or members. Where the subscriber confers such a right on more than one person under this clause, he shall specify the amount or share payable to each of such persons in such a manner as to cover the whole of the amount payable to the nominee.

(b) that the nomination shall become invalid in the event of the happening of a contingency specified therein:

Provided that if at the time of making the nomination the subscriber has no family, he shall provide in the nomination that it shall become invalid in the event of his subsequently acquiring a family:

Provided further that if at the time of making the nomination the subscriber has only one member of the family, he shall provide in the nomination that the right conferred upon the alternate nominee under clause (a) shall become invalid in the event of his subsequently acquiring other member or members in his family.

(6) Immediately on the death of a nominee in respect of whom no special provision has been made in the nomination under clause (a) of sub-rule (5) or on the occurrence of any event by reason of which the nomination becomes invalid in pursuance of clause (b) of sub-rule (5) or the proviso thereto, the subscriber shall send to the Account Officer a notice in writing cancelling the nomination, together with a fresh nomination made in accordance with the provisions of this rule.

(7) Every nomination made, and every notice of cancellation given, by a subscriber shall, to the extent that it is valid, take effect on the date on which it is received by the Account Officer.

#### *Subscriber's Accounts*

**6. Subscriber's account.**—An account shall be prepared in the name of each subscriber and shall show the amount of his subscriptions with interest thereon calculated as prescribed in sub-rule (2) of rule 11 as well as advances and withdrawals from the Fund.

#### *Conditions and Rates of Subscriptions*

**7. Conditions of subscriptions.**—(1) A subscriber shall subscribe monthly to the Fund except during the period when he is under suspension;

Provided that a subscriber may, at his option, not subscribe during any period of leave, other than leave on average pay or earned leave of less than one month or 30 days' duration, as the case may be:

Provided further that a subscriber on reinstatement after a period passed under suspension shall be allowed the option of paying in one sum, or in instalments, any sum not exceeding the maximum amount of arrear subscriptions payable for that period.

**NOTE.**—Class III and Class IV employees of the Survey of India who are sent on departmental leave need not subscribe to the Fund, during the period of such leave.

(2) The subscriber shall intimate his election not to subscribe during leave in the following manner:—

(a) if he is an officer who draws his own pay bills, by making no deduction on account of subscription in his first pay bill drawn after proceeding on leave;

(b) if he is not an officer who draws his own pay bills, by written communication to the head of his office before he proceeds on leave. Failure to make due and timely intimation shall be deemed to constitute an election to subscribe.

The option of a subscriber intimated under this sub-rule shall be final.

(3) A subscriber who has, under rule 32 withdrawn the amount standing to his credit in the Fund shall not subscribe to the Fund after such withdrawal unless he returns to duty.

**8. Rates of subscription.**—(1) The amount of subscription shall be fixed by the subscriber himself, subject to the following conditions, namely:—

(a) It shall be expressed in whole rupees.

(b) It may be any sum, so expressed, not less than 6 per cent of his emoluments and not more than his total emoluments;

Provided that in the case of a subscriber who has previously been subscribing to a Government Contributory Provident Fund at the higher rate of  $8\frac{1}{3}$  per cent, it may be any sum, so expressed, not less than  $8\frac{1}{3}$  per cent of his emoluments and not more than his total emoluments:

Provided further that in the case of Class IV employees the minimum rate of subscription shall be Rs. 4/- a month in the case of those drawing a pay of less than Rs. 75/- a month and Rs. 5/- a month in the case of others.

(c) When a Government servant elects to subscribe at the minimum rate of 6 per cent or  $8\frac{1}{3}$  per cent, as the case may be, the fraction of a rupee will be rounded to the nearest whole rupee, 50 nP. counting as the next higher rupee.

(2) For the purpose of sub-rule (1) the emoluments of a subscriber shall be—

- (a) in the case of a subscriber who was in Government service on the 31st March of the preceding year, the emoluments to which he was entitled on that date:

Provided that—

- (i) if the subscriber was on leave on the said date and elected not to subscribe during such leave or was under suspension on the said date, his emoluments shall be the emoluments to which he was entitled on the first day after his return to duty;
- (ii) if the subscriber was on deputation out of India on the said date or was on leave on the said date and continues to be on leave and has elected to subscribe during such leave, his emoluments shall be the emoluments to which he would have been entitled had he been on duty in India;
- (b) In the case of a subscriber who was not in Government service on the 31st March of the preceding year, the emoluments to which he was entitled on the day he joins the Fund.

(3) The subscriber shall intimate the fixation of the amount of his monthly subscription in each year in the following manner:—

- (a) If he was on duty on the 31st March of the preceding year, by the deduction which he makes in this behalf from his pay bill for that month;
- (b) If he was on leave on the 31st March of the preceding year, and elected not to subscribe during such leave, or was under suspension on that date, by the deduction which he makes in this behalf from his first pay bill after his return to duty;
- (c) If he has entered Government service for the first time during the year, by the deduction which he makes in this behalf, from his pay bill for the month during which he joins the Fund;
- (d) If he was on leave on the 31st March of the preceding year, and continues to be on leave and has elected to subscribe during such leave, by the deduction which he causes to be made in this behalf from his salary bill for that month;
- (e) If he was on foreign service on the 31st March of the preceding year, by the amount credited by him into the treasury on account of subscription for the month of April in the current year.

(4) The amount of subscription so fixed may be enhanced or reduced once at any time during the course of a year:

Provided that when the amount of subscription is so reduced, it shall not be less than the minimum prescribed in sub-rule (1):

Provided further that if a subscriber is on duty for a part of a month and on leave for the remainder of that month and if he has elected not to subscribe during leave, the amount of the subscription payable shall be proportionate to the number of days spent on duty in the month.

**9. Transfer to foreign service or deputation out of India.**—When a subscriber is transferred to foreign service or sent on deputation out of India, he shall remain subject to the rules of the Fund in the same manner as if he were not so transferred or sent on deputation.

#### *Realisation of Subscriptions*

**10. Realisation of subscription.**—(1) When emoluments are drawn from a Government treasury in India or from an authorised office of disbursement outside India, recovery of subscriptions on account of these emoluments and of the principal and interest of advances shall be made from the emoluments themselves.

(2) When emoluments are drawn from any other source the subscriber shall forward his dues monthly to the Account Officer.

(3) If a subscriber fails to subscribe with effect from the date on which he is required to join the Fund or is in default in any month or months during the course of a year otherwise than as provided in rule 7, the total amount due to

the Fund on account of arrears of subscription shall, with interest thereon at the rate provided in rule 11, forthwith be paid by the subscriber to the Fund or in default be ordered by the Account Officer to be recovered by deduction from the emoluments of the subscriber by instalments or otherwise, as may be directed by the authority competent to sanction an advance for the grant of which special reasons are required under sub-rule (2) of rule 12:

Provided that the subscribers whose deposits in the Fund carry no interest shall not be required to pay any interest.

#### *Interest*

**11. Interest.**—(1) Subject to the provisions of sub-rule (5), Government shall pay to the credit of the account of a subscriber interest at such rate as may be determined for each year according to the method of calculation prescribed from time to time by the Government of India:

Provided that, if the rate of interest determined for a year is less than 4 per cent, all subscribers to the Fund in the year preceding that for which the rate has for the first time been fixed at less than 4 per cent, shall be allowed interest at 4 per cent:

Provided further that a subscriber who was previously subscribing to any other provident fund of the Central Government and whose subscriptions, together with interest thereon, have been transferred to his credit in this Fund under rule 35, shall also be allowed interest at 4 per cent, if he had been receiving that rate of interest under the rules of such other Fund under a provision similar to that of the first proviso to this rule.

(2) Interest shall be credited with effect from last day in each year in the following manner:—

- (i) on the amount to the credit of a subscriber on the last day of the preceding year, less any sums withdrawn during the current year—interest for twelve months;
- (ii) on sums withdrawn during the current year—interest from the beginning of the current year up to the last day of the month preceding the month of withdrawal;
- (iii) on all sums credited to the subscriber's account after the last day of the preceding year—interest from the date of deposit up to the end of the current year;
- (iv) the total amount of interest shall be rounded to the nearest whole rupee, (fifty naye paise counting as the next higher rupee):

Provided that when the amount standing to the credit of a subscriber has become payable, interest shall thereupon be credited under this rule in respect only of the period from the beginning of the current year or from the date of deposit, as the case may be, up to the date on which the amount standing to the credit of the subscriber became payable.

(3) In this rule, the date of deposit shall in the case of a recovery from emoluments be deemed to be the first day of the month in which it is recovered, and in the case of an amount forwarded by the subscriber, shall be deemed to be the first day of the month of receipt, if it is received by the Account Officer before the fifth day of that month, but if it is received on or after the fifth day of that month, the first day of the next succeeding month:

Provided that where there has been a delay in the drawal of pay or leave salary and allowances of a subscriber and consequently the recovery of his subscription towards the Fund, the interest on such subscriptions shall be payable from the month in which the pay or leave salary of the subscriber was due under the rules, irrespective of the month in which it was actually drawn.

(4) In addition to any amount to be paid under rules 31, 32 or 33 interest thereon up to the end of the month preceding that in which the payment is made, or up to the end of the sixth month after the month in which such amount became payable whichever of these periods be less, shall be payable to the person to whom such amount is to be paid:

Provided that where the Account Officer has intimated to that person (or his agent) a date on which he is prepared to make payment in cash, or has posted a cheque in payment to that person, interest shall be payable only up to the end



of the month preceding the date so intimated, or the date of posting the cheque, as the case may be.

(5) Interest shall not be credited to the account of a subscriber if he informs the Account Officer that he does not wish to receive it; but if he subsequently asks for interest, it shall be credited with effect from the first day of the year in which he asks for it.

(6) The interest on amounts which under sub-rule (3) of rule 10, sub-rule (5) of rule 13, sub-rule (3) of rule 20, sub-rule (4) of rule 22, sub-rule (1) of rule 24, sub-rule (1) or (2) of rule 25, rule 31, or rule 32 are replaced to the credit of the subscriber in the Fund, shall be calculated at such rates as may be successively prescribed under sub-rule (1) of this rule and so far as may be in the manner described in this rule.

#### *Advances from the Fund*

**12. Advance from the Fund.**—(1) The appropriate sanctioning authority may sanction the payment to any subscriber of an advance consisting of a sum of whole rupees and not exceeding in amount three months' pay or half the amount standing to his credit in the Fund, whichever is less, for one or more of the following purposes:—

- (a) to pay expenses in connection with the illness or a disability, including where necessary, the travelling expenses of the subscriber or any person actually dependent on him;
- (b) to meet the cost of higher education, including where necessary, the travelling expenses of the subscriber or any person actually dependent on him in the following cases, namely:—
  - (i) for education outside India for an academic, technical, professional or vocational course beyond the High School stage and
  - (ii) for any medical, engineering or other technical or specialised course in India beyond the High School stage, provided that the course of study is for not less than three years;
- (c) to pay obligatory expenses on a scale appropriate to the status which by customary usage the subscriber has to incur in connection with marriages or other ceremonies of himself or of his children or of any other person actually dependent on him;

Provided that the condition of actual dependence shall not apply in the case of a son or daughter of the subscriber;

- (d) to meet the cost of legal proceedings instituted by the subscriber for vindicating his position in regard to any allegations made against him in respect of any act done or purporting to be done by him in the discharge of his official duty, the advance in this case being available in addition to any advance admissible for the same purpose from any other Government source;

Provided that the advance under this sub-clause shall not be admissible to a subscriber who institutes legal proceedings in any court of law either in respect of any matter unconnected with his official duty or against Government in respect of any condition of service or penalty imposed on him;

- (e) to meet the cost of his defence where the subscriber is prosecuted by Government in any court of law or where the subscriber engages a legal practitioner to defend himself in an enquiry in respect of any alleged official misconduct on his part.

(2) An advance shall not, except for special reasons to be recorded in writing be granted to any subscriber in excess of the limit laid down in sub-rule (1) or until repayment of the last instalment of any previous advance.

**NOTE 1.**—For the purpose of this rule, pay includes dearness pay, where admissible.

**NOTE 2.**—The appropriate sanctioning authority for the purpose of this rule is specified in the Fifth Schedule.

**13. Recovery of advances.**—(1) An advance shall be recovered from the subscriber in such number of equal monthly instalments as the sanctioning authority may direct; but such number shall not be less than twelve unless the subscriber so elects and more than twenty-four. In special cases where the amount of advance exceeds three months' pay of the subscriber under sub-rule (2) of rule 12, the sanctioning authority may fix such number of instalments to be more than twenty-four but in no case more than thirty-six. A subscriber may, at his option, repay more than one instalment in a month. Each instalment shall be a number of whole rupees, the amount of the advance being raised or reduced, if necessary, to admit of the fixation of such instalments.

(2) Recovery shall be made in the manner prescribed in rule 10 for the realisation of subscriptions, and shall commence, on the first occasion after the advance is made on which the subscriber draws pay, or remuneration on foreign service, for a full month. Recovery shall not be made, except with the subscribers' consent while he is on leave or in receipt of subsistence grant and may be postponed, on the subscriber's written request, by the sanctioning authority during the recovery of an advance of pay granted to the subscriber.

(3) If more than one advance has been made to a subscriber, each advance shall be treated separately for the purpose of recovery.

(4) (a) After the principal of the advance has been fully repaid, interest shall be paid thereon at the rate of one-fifth per cent of the principal for each month or broken portion of a month during the period between the drawal and complete repayment of the principal:

Provided that subscribers whose deposits in the Fund carry no interest shall not be required to pay into the Fund any additional instalments on account of interest on advances granted to them from the fund.

(b) Interest shall ordinarily be recovered in one instalment in the month after complete repayment of the principal; but if the period referred to in clause (a) exceeds twenty months, interest may, if the subscriber so desires, be recovered in two equal monthly instalments. The method of recovery shall be that prescribed in sub-rule (2). Payments shall be rounded to the nearest rupee in the manner prescribed in clause (iv) of sub-rule (2) of rule 11.

(5) If an advance has been granted to a subscriber and drawn by him and the advance is subsequently disallowed before repayment is completed, the whole or balance of the amount withdrawn shall, with interest at the rate provided in rule 11, forthwith be repaid by the subscriber to the Fund, or in default, be ordered by the Account Officer to be recovered by deduction from the emoluments of the subscriber in a lump sum or in monthly instalments not exceeding twelve as may be directed by the authority competent to sanction an advance for the grant of which, special reasons are required under sub-rule (2) of rule 12:

Provided that subscribers whose deposits in the Fund carry no interest shall not be required to pay any interest.

(6) Recoveries made under this rule shall be credited as they are made to the subscriber's account in the Fund.

**14. Wrongful use of advance.**—Notwithstanding anything contained in these rules, if the sanctioning authority is satisfied that money drawn as an advance from the Fund under rule 12 has been utilised for a purpose other than that for which sanction was given to the drawal of the money, the amount in question, shall with interest at the rate provided in rule 11 forthwith be repaid by the subscriber to the Fund, or in default, be ordered to be recovered by deduction in one sum from the emoluments of the subscriber even if he be on leave. If the total amount to be repaid be more than half the subscriber's emoluments recoveries shall be made in monthly instalments of moities of his emoluments till the entire amount is repaid by him.

NOTE.—The term 'emoluments' in this rule does not include subsistence grant.

#### *Withdrawals from the Fund*

**15. Withdrawal from the Fund.**—(1) Subject to the conditions specified therein withdrawals may be sanctioned by the authorities competent to sanction an advance for special reasons under sub-rule (2) of rule 12, at any time after the completion of twenty five years of service (including broken periods of service,

if any) of a subscriber or within five years before the date of his retirement on superannuation, whichever is earlier, from the amount standing to his credit in the Fund, for one or more of the following purposes, namely:—

- (a) Meeting the cost of higher education, including where necessary, the travelling expenses of any child of the subscriber in the following cases, namely:—
  - (i) for education outside India for academic, technical, professional or vocational course beyond the High School stage, and
  - (ii) for any medical, engineering or other technical or specialised course in India beyond the High School stage, provided that the course of study is for not less than three years.
- (b) Meeting the expenditure in connection with the marriage of the subscriber's sons or daughters and if he has no daughter, of any other female relation dependent on him.
- (c) Meeting the expenses in connection with the illness, including where necessary, the travelling expenses, of the subscriber or any person actually dependent on him.
- (d) Building or acquiring a suitable house for his residence including the cost of the site or repaying any outstanding amount on account of loan expressly taken for this purpose before the date of receipt of the application for withdrawal but not earlier than twelve months of that date, or reconstructing, or making additions or alterations to a house already owned or acquired by a subscriber.
- (e) Purchasing a house-site or repaying any outstanding amount on account of loan expressly taken for this purpose before the date of receipt of the application for the withdrawal but not earlier than twelve months of that date.
- (f) For constructing a house on a site purchased utilising the sum withdrawn under clause (e):

Provided that a subscriber who has availed himself of an advance under the Scheme of the Ministry of Works, Housing and Supply, for the grant of advances for house-building purpose, or has been allowed any assistance in this regard from any other Government source, shall not be eligible for the grant of final withdrawal under clause (d), (e) and (f) except for the express purpose of repayment of any loan taken under the aforesaid scheme.

(2) The actual withdrawal from the Fund shall be made only on receipt of an authorisation from the Account Officer concerned who will arrange this as soon as the formal sanction of the sanctioning authority has been issued.

**16. Conditions for withdrawal.**—(1) Any sum withdrawn by a subscriber at any one time for one or more of the purposes specified in rule 15 from the amount standing to his credit in the Fund shall not ordinarily exceed one-half of such amount or six months' pay, whichever is less. The sanctioning authority may, however, sanction the withdrawal of an amount in excess of this limit up to 3/4ths of the balance at his credit in the Fund having due regard to (i) the object for which the withdrawal is being made (ii) the status of the subscriber and (iii) the amount to his credit in the Fund.

(2) A subscriber who has been permitted to withdraw money from the Fund under rule 15 shall satisfy the sanctioning authority within a reasonable period as may be specified by that authority that the money has been utilised for the purpose for which it was withdrawn, and if he fails to do so, the whole of the sum so withdrawn, or so much thereof as has not been applied for the purpose for which it was withdrawn shall forthwith be repaid in one lump sum together with interest thereon at the rate determined under rule 11 by the subscriber to the Fund, and in default of such payment, it shall be ordered by the sanctioning authority to be recovered from his emoluments either in a lump sum or in such number of monthly instalments, as may be determined by the President.

(3) Nothing in sub-rule (2) shall be deemed to require a subscriber whose deposits in the Fund carry no interest, to pay any interest on any sum repayable by him under that sub-rule.

*Payment towards Insurance Policies and Family Pension Funds*

**17. Payment towards Insurance Policies.**—Subject to the conditions hereinafter contained in rules 18 to 28:—

- (a) (i) subscriptions to a family pension fund approved in this behalf by the President; or
- (ii) payments towards a policy of life insurance, may, at the option of a subscriber, be substituted in whole or part for subscriptions due to the Fund;
- (b) the amount of subscriptions with interest thereon standing to the credit of a subscriber in the Fund may be withdrawn to meet—
  - (i) a payment towards a policy of life insurance;
  - (ii) the purchase of a single payment insurance policy;
  - (iii) the payment of a single premium or subscriptions to a family pension fund approved in this behalf by the President:

Provided that no amount shall be withdrawn (1) before the details of the proposed policy have been submitted to the Account Officer and accepted by him as suitable or (2) to meet any payment or purchase made or effected more than three months before the withdrawal, or (3) in excess of the amount required to meet a premium or subscription actually due for payment within three months of the date of withdrawal:

Provided further that payments towards an educational endowment policy may not be substituted for subscriptions to the Fund and that no amounts may be withdrawn to meet any payment or purchase in respect of such a policy if that policy is due for payment in whole or part before the subscriber's age of normal superannuation:

Provided further that amounts withdrawn shall be rounded to the nearest whole rupee.

**18. Number of policies that can be financed from the Fund.**—(1) The number of policies in respect of which substitution for subscriptions due to the Fund or withdrawal of subscriptions from the Fund may be permitted under rule 17, shall not exceed four:

Provided that where immediately before the 22nd June, 1953, substitution for subscription due to the Fund or withdrawal of subscriptions from the Fund, was permitted in respect of more than four policies, such substitution or withdrawal shall continue to be permitted in respect of those policies.

(2) The premium for a policy [including any policy referred to in the proviso to sub-rule (1)] in respect of which withdrawal of subscriptions from the Fund may be permitted under rule 17 shall not be payable otherwise than annually.

*Explanation.*—In computing the maximum number of policies specified in sub-rule (1), policies which have matured or have been converted into paid up policies shall be excluded.

**19. Payment of difference between substituted payments and minimum subscriptions.**—(1) If the total amount of any subscriptions or payments substituted under clause (a) of rule 17 is less than the amount of the minimum subscription payable to the Fund under sub-rule (1) of rule 8, the difference shall be rounded to the nearest rupee in the manner provided in clause (iv) of sub-rule (2) of rule 11 and paid by the subscriber as a subscription to the Fund.

(2) If the subscriber withdraws any amount standing to his credit in the Fund for any of the purposes specified in clause (b) of rule 17, he shall, subject to his option under clause (a) of that rule, continue to pay to the Fund the subscription payable under rule 8.

**20. Reduction of subscription in certain cases.**—(1) A subscriber who desires to substitute a subscription or payment under clause (a) of rule 17, may reduce his subscription to the Fund accordingly:

Provided that the subscriber shall—

- (a) intimate to the Account Officer on his pay bill or by letter the fact of, and reason for, the reduction;
- (b) send to the Account Officer, within such period as the Account Officer may require, receipts or certified copies of receipts in order to satisfy the Account Officer that the amount by which the subscription has been reduced was duly applied for the purposes specified in clause (a) of rule 17.

(2) A subscriber who desires to withdraw any amount under clause (b) of rule 17 shall—

- (a) intimate the reason for the withdrawal to the Account Officer by letter;
- (b) make arrangements with the Account Officer for the withdrawal;
- (c) send to the Account Officer, within such period as the Account Officer may require, receipts or certified copies of receipts in order to satisfy the Account Officer, that the amount withdrawn was duly applied for the purposes specified in clause (b) of rule 17.

(3) The Account Officer shall order the recovery of any amount by which subscriptions have been reduced, or of any amount withdrawn, in respect of which he has not been satisfied in the manner required by clause (b) of sub-rule (1) and clause (c) of sub-rule (2), with interest thereon at the rate provided in rule 11 from the emoluments of the subscriber and place it to the credit of the subscriber in the Fund.

**21. Government not to make payments to insurer on behalf of subscribers.—**

(1) Government shall not make any payments on behalf of subscribers to Insurance Companies nor take steps to keep a policy alive.

(2) A policy to be acceptable under these rules shall be one effected by the subscriber himself on his own life, and shall (unless it is a policy effected by a male subscriber which is expressed on the face of it to be for the benefit of his wife, or of his wife and children, or any of them) be such as may be legally assigned by the subscriber to the President.

*Explanation 1.*—A policy on the joint lives of the subscriber and the subscriber's wife or husband shall be deemed to be a policy on the life of the subscriber for the purpose of this sub-rule.

*Explanation 2.*—A policy which has been assigned to the subscriber's wife shall not be accepted unless either the policy is first re-assigned to the subscriber or the subscriber and his wife both join in an appropriate assignment.

(3) The policy may not be effected for the benefit of any beneficiary other than the wife or husband of the subscriber or the wife or husband and children of the subscriber or any of them;

Provided that subscribers who took out policies under Note 1 of Rule 21(ii) or under clause (b) or (c) of Rule 21A of the Rules in force prior to the 1st April, 1934 shall remain subject to the provisions of those rules in so far as policies so taken out are concerned.

**22. Assignment of Policies.**—(1) The policy within six months after the first withholding of a subscription or withdrawal from the Fund in respect of the policy; or in the case of an insurance company whose headquarters are outside India, within such further period as the Account Officer, if he is satisfied by the production of the completion certificate (interim receipt), may fix, shall—

- (a) unless it is a policy effected by a male subscriber which is expressed on the face of it to be for the benefit of the wife of the subscriber, or of his wife and children, or any of them, be assigned to the President as security for the payment of any sum which may become payable to the Fund under rule 27, and delivered to the Account Officer, the assignment being made by endorsement on the policy in Form (1) or Form (2) or Form (3) of the Forms in the Second Schedule according as the policy is on the life of the subscriber or on the joint lives of the subscriber and the subscriber's wife or husband or the policy has previously been assigned to the subscriber's wife;
- (b) if it is a policy effected by a male subscriber which is expressed on the face of it to be for the benefit of the wife of the subscriber, or of his wife and children or any of them, be delivered to the Account Officer.

(2) The Account Officer shall satisfy himself by reference to the Insurance Company where possible, that no prior assignment of the policy exists.

(3) Once a policy has been accepted by an Account Officer for the purpose of being financed from the Fund the terms of the policy shall not be altered nor shall the policy be exchanged for another policy without the prior consent of the Account Officer to whom details of the alteration or of the new policy shall be furnished.

(4) If the policy is not assigned and delivered, or delivered, within the said period of six months or such further period as the Account Officer may, under sub-rule (1), have fixed, any amount withheld or withdrawn from the Fund in respect of the policy shall, with interest thereon at the rate provided in rule 11,

forthwith be paid or repaid, as the case may be, by the subscriber to the Fund, or, in default be ordered by the Account Officer to be recovered by deduction from the emoluments of the subscriber, by instalments or otherwise, as may be directed by the authority competent to sanction an advance for the grant of which special reasons are required, under sub-rule (2) of rule 12.

(5) Notice of assignment of the policy shall be given by the subscriber to the Insurance Company, and the acknowledgment of the notice by the Insurance Company shall be sent to the Account Officer within three months of the date of assignment.

NOTE 1.—Subscribers are advised to send notice of the assignment to the Insurance Company in duplicate, accompanied in cases in which the notice has to be sent to a company in Great Britain or Ireland, by a remittance of five shillings, which is the fee for the acknowledgment authorised by the Policies of Assurance Act, 1867.

NOTE 2.—Subscribers who proceed to Great Britain or Ireland on quitting the service are advised that under the English Stamp Law assignments or re-assignments are required to be stamped within 30 days of their first arrival in those countries. Otherwise penalty will be incurred under the Stamp Act, and difficulties may arise when the policy matures for payment.

**23. Bonus on Policies.**—The subscriber shall not during the currency of the policy draw any bonus the drawal of which during such currency is optional under the terms of the policy, and the amount of any bonus which under the terms of the policy the subscriber has no option to refrain from drawing during its currency shall be paid forthwith into the Fund by the subscriber or in default recovered by deduction from his emoluments by instalments or otherwise as may be directed by the authority competent to sanction an advance for the grant of which, special reasons are required under sub-rule (2) of rule 12.

**24. Reassignment of Policies.**—(1) Save as provided by Rule 28 when the subscriber—

- (a) quits the service; or
- (b) has proceeded on leave preparatory to retirement and applies to the Account Officer for reassignment or return of the policy; or
- (c) while on leave has been permitted to retire or declared by a competent medical authority to be unfit for further service and applies to the Account Officer for reassignment or return of the policy; or
- (d) pays or repays to the Fund the whole of any amount withheld or withdrawn from the Fund for any of the purposes mentioned in sub-clause (ii) of clause (a) of rule 17 and sub-clause (i) and (ii) of clause (b) of rule 17 with interest thereon at the rate provided in rule 11, the Account Officer shall—
  - (i) if the policy has been assigned to the President under rule 22, or under the corresponding rule heretofore in force reassign the policy in Form I in the Third Schedule to the subscriber, or to the subscriber and the joint assured, as the case may be, and make it over to the subscriber together with a signed notice of the re-assignment addressed to the Insurance Company;
  - (ii) if the policy has been delivered to him under clause (b) of sub-rule (1) of rule 22, make over the policy to the subscriber:

Provided that, if the subscriber, after proceeding on leave preparatory to retirement, or after being, while on leave, permitted to retire or declared by a competent medical authority to be unfit for further service, returns to duty, any policy so reassigned or made over shall, if it has not matured or been assigned or charged or encumbered in any way, be again assigned to the President and delivered to the Account Officer, or again be delivered to the Account Officer, as the case may be, in the manner provided in rule 22, and thereupon the provisions of these rules shall, so far as may be, again apply in respect of the policy:

Provided further that, if the policy has matured or been assigned or charged or encumbered in any way, the provisions of sub-rule (4) of rule 22 applicable to a failure to assign and deliver a policy shall apply.

(2) Save as provided by rule 28, when the subscriber dies before quitting the service, the Account Officer shall—

- (i) if the policy has been assigned to the President under rule 22, or under the corresponding rule heretofore in force, reassign the policy in Form II in the Third Schedule to such person as may be legally entitled to receive it, and shall make over the policy to such person

together with a signed notice of the reassignment addressed to the Insurance Company;

- (ii) if the policy has been delivered to him under clause (b) of sub-rule (1) of rule 22, make over the policy to the beneficiary, if any, or if there is no beneficiary, to such persons as may be legally entitled to receive it.

**25. Procedure on maturity of policies.**—(1) If a policy assigned to the President under rule 22 or under the corresponding rule heretofore in force, matures before the subscriber quits the service, or if a policy on the joint lives of a subscriber and the subscriber's wife or husband, assigned under the said rule, or under the corresponding rule heretofore in force, falls due for payment by reason of the death of the subscriber's wife or husband, the Account Officer shall, save as provided by rule 28, proceed as follows:—

- (i) if the amount assured together with the amount of any accrued bonuses is greater than the whole of the amount withheld or withdrawn from the Fund in respect of the policy with interest thereon at the rate provided in rule 11, the Account Officer shall re-assign the policy in the Form in the Fourth Schedule to the subscriber or to the subscriber and the joint assured, as the case may be, and make it over to the subscriber, who shall immediately on receipt of the policy moneys from the Insurance Company pay or repay to the Fund the whole of any amount withheld or withdrawn with interest, and in default, the provisions of rule 29 shall apply as they apply in relation to cases where money withheld or withdrawn from the Fund under clause (a) or clause (b) of rule 17 has been utilised for a purpose other than that for which sanction was given to the withholding or withdrawal.
- (ii) if the amount assured together with the amount of any accrued bonuses is less than the whole of the amount withheld or withdrawn with interest, the Account Officer shall realise the amount assured together with any accrued bonuses and shall place the amount so realised to the credit of the subscriber in the Fund.

(2) Save as provided by rule 28, if a policy delivered to the Account Officer under clause (b) of sub-rule (1) of rule 22 matures before the subscriber quits the service, the Account Officer shall make over the policy to the subscriber:

Provided that if the interest in the policy of the wife of the subscriber, or of his wife and children, or any of them, as expressed on the face of the policy, expires when the policy matures, the subscriber, if the policy moneys are paid to him by the Insurance Company, shall immediately on receipt thereof pay or repay to the Fund either—

- (i) the whole of any amount withheld or withdrawn from the Fund in respect of the policy with interest thereon at the rate provided in rule 11, or
- (ii) an amount equal to the amount assured together with any accrued bonuses

whichever is less, and, in default, the provisions of Rule 29 shall apply as they apply in relation to cases where money withheld or withdrawn from the Fund under clause (a) or clause (b) of rule 17 has been utilised for a purpose other than that for which sanction was given to the withholding or withdrawal.

**26. Procedure on cessation of interest of the subscriber in the family pension fund.**—If the interest of the subscriber in the family pension fund ceases, in whole or part, from any cause whatsoever, the provident fund account of the subscriber shall forthwith be reimbursed by the amount of the refund secured by the subscriber from the family pension fund, which amount shall, in default of reimbursement, be deducted from the subscriber's emoluments by instalments or otherwise, as may be directed by the authority competent to sanction an advance for the grant of which, special reasons are required under sub-rule (2) of rule 12.

**27. Lapse or wrongful assignment of Policies.**—If the policy lapses, or is assigned, otherwise than to the President under rule 22, charged or encumbered, the provisions of sub-rule (4) of rule 22 applicable to a failure to assign and deliver a policy shall apply.

**28. Duty of Account Officer when he receives notice of assignment, charge or encumbrance of policies.**—If the Account Officer receives notice of—

- (a) an assignment (otherwise than an assignment to the President under rule 22), or
- (b) a charge or encumbrance on, or
- (c) an order of a Court restraining dealings with the policy or any amount realised thereon,

the Account Officer shall not—

- (i) reassign or make over the policy as provided in rule 24, or
- (ii) realise the amount assured by the policy or reassign, or make over the policy, as provided in rule 25,

but shall forthwith refer the matter to the Government.

**29. Wrongful use of money withheld or withdrawn.**—Notwithstanding anything contained in these rules, if the sanctioning authority is satisfied that money withheld or withdrawn from the Fund under clause (a) or clause (b) of rule 17 has been utilised for a purpose other than that for which sanction was given to the withholding or withdrawal of the money, the amount in question, shall, with interest at the rate provided in rule 11, forthwith be repaid or paid, as the case may be, by the subscriber to the Fund, or in default, be ordered to be recovered by deduction in one sum from the emoluments of the subscriber even if he be on leave. If the total amount to be repaid or paid, as the case may be, be more than half the subscriber's emoluments recoveries shall be made in monthly instalments of moieties of his emoluments till the entire amount is repaid or paid, as the case may be, by him.

Note.—The term 'emoluments' in this rule does not include subsistence grant.

**30. Restriction of the provisions relating to financing of policies to existing subscribers in respect of existing policies.**—The provisions of rules 17 to 29 shall apply only to subscribers who, before the date of publication of these rules, have been substituting in whole or in part, payments towards policies of life insurance for subscriptions to the Fund or making withdrawals from the Fund for such payments:

Provided that such subscribers shall not be permitted to substitute such payments for subscriptions due to the Fund or to withdraw from the Fund for making such payments in respect of any new policy.

*Final withdrawal of accumulations in the Fund*

**31. Final withdrawal of accumulations in the Fund.**—When a subscriber quits the service, the amount standing to his credit in the Fund shall become payable to him:

Provided that a subscriber, who has been dismissed from the service and is subsequently reinstated in the service shall, if required to do so by the Government, repay any amount paid to him from the Fund in pursuance of this rule, with interest thereon at the rate provided in rule 11 in the manner provided in the proviso to rule 32. The amount so repaid shall be credited to his account in the Fund.

*Explanation.*—A subscriber, other than one who is appointed on contract or one who has retired from service and is subsequently re-employed, with or without a break in service, shall not be deemed to quit the service, when he is transferred without any break in service to a new post under a State Government or in another department of the Central Government (in which he is governed by another set of Provident Fund Rules) and without retaining any connection with his former post. In such a case, his subscriptions together with interest thereon shall be transferred—

- (a) to his account in the other Fund in accordance with the rules of that Fund, if the new post is in another department of the Central Government, or
- (b) to a new account under the State Government concerned if the new post is under a State Government and the State Government consents, by general or special order, to such transfer of subscriptions and interest.



Note.—Transfers shall include cases of resignations from service in order to take up appointment in another Department of the Central Government or under the State Government without any break and with proper permission of the Central Government. In cases where there has been a break in service it shall be limited to the joining time allowed on transfer to a different station.

The same shall hold good in cases of retrenchments followed by immediate employment whether under the same or different Government.

**32. Retirement of subscriber.**—When a subscriber—

(a) has proceeded on leave preparatory to retirement, or, if he is employed in a vacation department, on leave preparatory to retirement combined with vacation, or

(b) while on leave, has been permitted to retire or been declared by a competent medical authority to be unfit for further service,

the amount standing to his credit in the Fund shall, upon application made by him in that behalf of the Account Officer, become payable to the subscriber:

Provided that the subscriber, if he returns to duty, shall, if required to do so by Government, repay to the Fund, for credit to his account, the whole or part of any amount paid to him from the Fund in pursuance of this rule with interest thereon at the rate provided in rule 11 in cash or securities or partly in cash and partly in securities, by instalments or otherwise, by recovery from his emoluments or otherwise, as may be directed by the authority competent to sanction an advance for the grant of which, special reasons are required under sub-rule (2) of rule 12.

**33. Procedure on death of subscriber.**—On the death of a subscriber before the amount standing to his credit has become payable, or where the amount has become payable, before payment has been made:

(i) when the subscriber leaves a family—

(a) if a nomination made by the subscriber in accordance with the provisions of rule 5 or of the corresponding rule heretofore in force in favour of a member or members of his family subsists, the amount standing to his credit in the Fund or the part thereof to which the nomination relates shall become payable to his nominee or nominees in the proportion specified in the nomination;

(b) if no such nomination in favour of a member or members of the family of the subscriber subsists, or if such nomination relates only to a part of the amount standing to his credit in the Fund, the whole amount or the part thereof to which the nomination does not relate, as the case may be, shall, notwithstanding any nomination purporting to be in favour of any person or persons other than a member or members of his family, become payable to the members of his family in equal shares:

Provided that no share shall be payable to—

(1) sons who have attained majority;

(2) sons of a deceased son who have attained majority;

(3) married daughters whose husbands are alive;

(4) married daughters of a deceased son whose husbands are alive;

if there is any member of the family other than those specified in clauses (1), (2), (3) and (4):

Provided further that the widow or widows and the child or children of a deceased son shall receive between them in equal parts only the share which that

son would have received if he had survived the subscriber and had been exempted from the provisions of clause (1) of the first proviso.

- (ii) when the subscriber leaves no family, if a nomination made by him in accordance with the provisions of rule 5 or of the corresponding rule heretofore in force in favour of any person or persons subsists, the amount standing to his credit in the Fund or the part thereof to which the nomination relates, shall become payable to his nominee or nominees in the proportion specified in the nomination.

**34. Manner of payment of amount in the Fund.**—(1) When the amount standing to the credit of a subscriber in the Fund becomes payable, it shall be the duty of the Account Officer to make payment on receipt of a written application in this behalf as provided in sub-rule (3).

(2) If the person to whom, under these rules, any amount or policy is to be paid, assigned, reassigned or delivered, is a lunatic for whose estate a manager has been appointed in this behalf under the Indian Lunacy Act, 1912 the payment or reassignment or delivery shall be made to such manager and not to the lunatic.

(3) Any person who desires to claim payment under this rule shall send a written application in that behalf to the Account Officer. Payment of amounts withdrawn shall be made in India only. The persons to whom the amounts are payable shall make their own arrangements to receive payment in India.

**NOTE.**—When the amount standing to the credit of a subscriber has become payable under rule 31, 32 or 33, the Account Officer shall authorise prompt payment of that portion of the amount standing to the credit of a subscriber in regard to which there is no dispute or doubt, the balance being adjusted as soon after as may be.

**35. Procedure on transfer of a Government servant from one Department to another.**—(a) If a Government servant who is a subscriber to any other non-Contributory Provident Fund of the Central Government or of a State Government is permanently transferred to pensionable service in a Department of the Central Government in which he is governed by these rules, the amount of subscriptions, together with interest thereon standing to his credit in such other fund on the date of transfer shall be transferred to his credit in the Fund;

Provided that where a subscriber was subscribing to a non-Contributory Provident Fund of a State Government, the consent of that Government shall be obtained.

(b) If a Government servant who is a subscriber to the State Railway Provident Fund or any other Contributory Provident Fund of the Central Government or a State Contributory Provident Fund is permanently transferred to pensionable service in a Department of Central Government in which he is governed by these rules and unless such a subscriber elects to continue to be governed by the rules of such Fund, when such an option is given—

- (i) the amount of subscriptions, with interest thereon, standing to his credit in such contributory provident fund on the date of transfer shall with the consent of the other Government, if any, be transferred to his credit in the Fund;
- (ii) the amount of Government contributions, with interest thereon, standing to his credit in such contributory provident fund shall with the consent of the other Government, if any, be credited to the Central Revenues (Civil); and
- (iii) he shall thereupon be entitled to count towards pension such part of the period during which he subscribed to such contributory provident fund as the President may determine.

Note (1).—The provisions of this rule do not apply to a subscriber who has retired from service and is subsequently re-employed with or without a break in service, or to a subscriber who was holding the former appointment on contract.

Note (2).—The provisions of this rule shall, however, apply to persons who are appointed without break, whether temporarily or permanently to a post carrying the benefits of these rules after resignation or retrenchment from service, under another Department of Central Government or under the State Government.

**36. Transfer of amount to the Contributory Provident Fund (India).—**If a subscriber to the Fund is subsequently admitted to the benefits of the Contributory Provident Fund (India), the amount of his subscriptions, together with interest thereon, shall be transferred to the credit of his account in the Contributory Provident Fund (India).

Note.—The provisions of this rule do not apply to a subscriber who is appointed on contract or who has retired from service and is subsequently re-employed with or without a break in service in another post carrying contributory provident fund benefits.

**37. Relaxation of the provisions of the rules in individual cases.—**When the President is satisfied that the operation of any of these rules causes or is likely to cause undue hardship to a subscriber, he may, notwithstanding anything contained in these rules deal with the case of such subscriber in such manner as may appear to him to be just and equitable.

#### *Procedure Rules.*

**38. Number of account to be quoted at the time of payment of subscription.—**When paying a subscription in India, either by deduction from emoluments or in cash, a subscriber shall quote the number of his account in the Fund, which shall be communicated to him by the Account Officer. Any change in the number shall similarly be communicated to the subscriber by the Account Officer.

**39. Annual statement of account to be supplied to subscriber.—**(1) As soon as possible after the close of each year, the Account Officer shall send to each subscriber a statement of his account in the Fund showing the opening balance as on the 1st April of the year, the total amount credited or debited during the year, the total amount of interest credited as on the 31st March of the year and the closing balance on that date. The Account Officer shall attach to the statement of account an enquiry whether the subscriber—

(a) desires to make any alteration in any nomination made under rule 5 or under the corresponding rule heretofore in force;

(b) has acquired a family in cases where the subscriber has made no nomination in favour of a member of his family under the proviso to sub-rule (1) of rule 5.

(2) Subscribers should satisfy themselves as to the correctness of the annual statement, and errors should be brought to the notice of the Account Officer within three months from the date of receipt of the statement.

(3) The Account Officer shall, if required by a subscriber, once, but not more than once, in a year inform the subscriber of the total amount standing to his credit in the Fund at the end of the last month for which his account has been written up.

**40. Interpretation.—**If any question arises relating to the interpretation of these rules, it shall be referred to the Central Government whose decision thereon shall be final.

**41. Repeal.—**The General Provident Fund (Central Services) Rules are hereby repealed.

## FIRST SCHEDULE [Rule 5 (3)]

## Forms of Nomination

## I. When the subscriber has a family and wishes to nominate one member thereof.

I hereby nominate the person mentioned below, who is a member of my family as defined in rule 2 of the General Provident Fund (Central Services) Rules, 1960, to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable has not been paid:—

Name and address of nominee	Relationship with subscriber	Age	Contingencies on the happening of which the nomination shall become invalid.	Name, address and relationship of the person/persons, if any, to whom the right of the nominee shall pass in the event of his predeceasing the subscriber.

Dated this ..... day of ..... 19

at.....

Two witnesses to signature.

Signature of subscriber.

1.....  
2.....

## II. When the subscriber has a family and wishes to nominate more than one member thereof.

I hereby nominate the persons mentioned below, who are members of my family as defined in rule 2 of the General Provident Fund (Central Services) Rules, 1960, to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable has not been paid, and direct that the said amount shall be distributed among the said persons in the manner shown against their names:—

Name and Address of nominees	Relationship with subscriber	Age	*Amount share of accumulations to be paid to each	Contingencies on the happening of which the nomination shall become invalid	Name, address and relationship of the person/persons, if any, to whom the right of the nominee shall pass in the event of his predeceasing the subscriber.

Dated this ..... day of ..... 19

at.....

Two witnesses to signature.

Signature of subscriber.

1.....  
2.....

\*NOTE.—This column should be filled in so as to cover the whole amount that may stand to the credit of the subscriber in the Fund at any time.

*III. When the subscriber has no family and wishes to nominate one person.*

I, having no family as defined in rule 2 of the General Provident Fund (Central Services) Rules, 1960, hereby nominate the person mentioned below to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable has not been paid:—

Name and address of nominee.	Relationship with subscriber.	Age	*Contingencies on the happening of which the nomination shall become invalid.	Name, address and relationship of the person/persons, if any, to whom the right of nominee shall pass in the event of his pre-deceasing the subscriber.

Dated this ..... day of ..... 19  
at.....

Two witnesses to signature.

Signature of subscriber.

1.....  
2.....

\*NOTE:—Where a subscriber who has no family makes a nomination, he shall specify in this column that the nomination shall become invalid in the event of his subsequently acquiring a family.

*IV. When the subscriber has no family and wishes to nominate more than one person.*

I, having no family as defined in rule 2 of the General Provident Fund (Central Services) Rules, 1960, hereby nominate the persons mentioned below to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable has not been paid, and direct that the said amount shall be distributed among the said persons in the manner shown below against their names:—

Name and address of nominees.	Relationship with subscriber	Age	*Amount or share of accumulations to be paid to each	**Contingencies on the happening of which the nomination shall become invalid.	Name, address and relationship of the person/persons, if any, to whom the right of the nominee shall pass in the event of his pre-deceasing the subscriber.

Dated this ..... day of ..... 19  
at.....

Two witnesses to signature.

Signature of subscriber.

1.....  
2.....

\*NOTE:—This column should be filled in so as to cover the whole amount that may stand to the credit of the subscriber in the Fund at any time.

\*\*NOTE.—Where a subscriber who has no family makes a nomination, he shall specify in this column that the nomination shall become invalid in the event of his subsequently acquiring a family.

SECOND SCHEDULE [Rule 22(1) (a)]

*Forms of Assignment*

Form (1)

I, A.B. of.....hereby assign unto the President of India the within policy of assurance as security for payment of all sums which under rule 27 of the General Provident Fund (Central Services) Rules, 1960, I may hereafter become liable to pay to that Fund.

I hereby certify that no prior assignment of the within policy exists.

Dated this ..... day of ..... 19 ..

Signature of Subscriber.

Station.

One witness to signature.

Form (2)

We, A.B. (the subscriber) of ..... and C.D. (the joint assured) of ..... in consideration of the President of India agreeing at our request to accept payments towards the within policy of assurance in substitution for the subscriptions payable by me the said A.B. to the General Provident Fund (or, as the case may be, to accept the withdrawal of the sum of Rs. .... from the sum to the credit of the said A.B. in the General Provident Fund for payment of the premium of the within policy of assurance), hereby jointly and severally assign unto the said President of India the within policy of assurance as security for payment of all sums which under rule 27 of the General Provident Fund (Central Services) Rules, 1960, the said A.B. may hereafter become liable to pay to that Fund.

We hereby certify that no prior assignment of the within policy exists.

Dated this.....day of.....19 ..

Signature of Subscriber  
and the Joint Assured.

Station.

One witness to signature.

Form (3)

I, C.D., wife of A.B., and the assignee of the within policy, having, at the request of A.B., the assured, agreed to release my interest in the policy in favour of A.B., in order that A.B., may assign the policy to the President of India, who has agreed to accept payments towards the within policy of Assurance in substitution for the subscriptions payable by A.B. to the General Provident Fund hereby at the request and by the direction of A.B. assign and I, the said A.B. assign and confirm unto the President of India the within policy of Assurance as security for payment of all sums which under rule 27 of the rules of the said Fund the said A.B. may hereafter become liable to pay to the Fund.

We hereby certify that no prior assignment of the within policy exists.

Dated this.....day of.....19 ..

Signature of the assignee  
and the subscriber.

Station.

One witness to signatures.

Form (4)

*Form of single tenant assignment to be used in cases where a subscriber to the ..... Provident Fund who has effected an insurance policy under the rules of that Fund is admitted to the General Provident Fund (Central Services).*

I.....of.....hereby further assign unto the  
(subscribers' name) (subscribers' address)

President of India the within policy of assurance as security for the payment of all sums which under Rule 27 of the General Provident Fund (Central Services) Rules, 1960, the said.....may hereafter become liable to pay to  
(subscriber's name)  
the General Provident Fund (Central Services).

I hereby certify that except an assignment to the President of India/Governor of the State of.....as security for payment of all sums which the said.....has become liable to pay under Rule.....  
(subscriber's name)  
of the.....Provident Fund Rules, no prior assignment of the within policy exists.

Dated, this.....day of.....19 ..

Station.....

One witness.....

Signature of the Subscriber.

Form (5)

*Form of joint tenant Assignment to be used in cases where a subscriber to ..... Provident Fund who has effected an insurance policy under the Rules of that Fund is admitted to the General Provident Fund (Central Services).*

We, ..... of ..... and .....  
(subscriber's name) (subscriber's address) (wife's name)  
wife of ..... hereby jointly and severally further assign unto the President of India the within policy of assurance as a security for the payment of all sums which under Rule 27 of General Provident Fund (Central Services) Rules, 1960, the said ..... may hereafter become liable  
(subscriber's name)  
to pay to the General Provident Fund (Central Services).

We hereby certify that except an assignment to the President of India/Governor of the State of.....as security for payment of all sums which the said.....has become liable to pay under  
(subscriber's name)  
Rule ..... of the ..... Provident Fund Rules, no prior assignment of the within policy exists.

Dated, this.....day of.....19 ..

Station.....

One Witness.....

Signature of the subscriber  
and the joint tenant.

NOTE.—The assignment may be executed on the policy itself either in the subscriber's handwriting or in type, or alternatively a typed or printed slip containing the assignment may be pasted on the blank space provided for the purpose on the policy. A typed or printed endorsement must be duly signed and if pasted on the policy it must be initialled across all four margins.

THIRD SCHEDULE (Rule 24)

*Forms of Reassignment by the President of India.*

FORM I

All sums which have become payable by the above-named A. B. under rule 27 of the General Provident Fund (Central Services) Rules, 1960, having been paid and/or all liability for payment by him of any such sums in the future having ceased the President of India doth hereby reassign the within policy of assurance to the said A.B. and C.D.

A.B.

Dated this ..... day of ..... 19

Executed by ..... Account Officer of the Fund for and on behalf of the President of India in the presence of

X.Y.

(Signature of Account Officer)

Y.Z.

(One Witness who should add his designation and address).

FORM II

The above-named A.B. having died on the ..... day of ..... 19 , the President of India doth hereby reassign the within policy of assurance to C.D. ....

Dated this ..... day of ..... 19

Executed by ..... Account Officer of the Fund for and on behalf of the President of India in the presence of

XY

(Signature of Account Officer)

Y.Z.

(One witness who should add his designation and address.)

FOURTH SCHEDULE (Rule 25)

*Form of Reassignment by the President of India.*

The President of India doth hereby reassign the within policy to the said A.B.  
A.B. and C.D.

Dated this ..... day of ..... 19

Executed by ..... Account officer of the Fund for and on behalf of the President of India in the presence of

XY

(Signature of Account Officer)

Y.Z.

(One witness who should add his designation and address.)

\*Fill in particulars of persons legally entitled to receive the policy.



FIFTH SCHEDULE (Rule 12)

*Authorities competent to grant temporary advances.*

1. An advance for the grant of which, special reasons are not required under sub-rule (2) of Rule 12 may be sanctioned by the authority competent to grant an advance of pay on transfer under Rule 265 of the G.F.R. Vol. 1 or if the applicant is competent to sanction the advance of pay to himself on transfer, by the administrative authority next higher to the applicant.

NOTE:—Advances to temporary Government servants may be sanctioned by the authority who is competent to sanction advance of pay on transfer for permanent Government servants.

2. An advance for the grant of which special reasons are required under sub-rule (2) of Rule 12 may be sanctioned by—

A Ministry or Department of the Government of India.

In the case of officers who originally belonged to the Indian Medical Service, and are now serving under a State Government, a Department of the State Government.

The Governor of Assam in his capacity as Agent to the President for the Administration of tribal areas.

A Chief Commissioner/Lieutenant Governor.

An authority declared by the Central Government to be the Head of a Department under clause (10) of rule 2 of the Supplementary Rules, but not including any authority declared to be the Head of a Department by a Chief Commissioner/Lieutenant-Governor.

The General Managers, Managers, Works Managers and Assistant Managers (Technical) of the Government of India Presses, functioning as heads of Presses.

The Controller of Stationery.

The Manager of the Forms Press, Calcutta.

The Manager of Publications, New Delhi.

The Controller of Patents and Designs.

The Private Secretary to the President.

Provided that where the appointing authority of the applicant is higher than the Head of Department or other authority mentioned in the above list under whose administrative control he is serving, the Head of the Department or other authority, as the case may be, shall not reject his application for an advance save with the approval—

(a) of the Comptroller and Auditor General, in the case of officers of the Indian Audit and Accounts Service, and

(b) of the appointing authority, in other cases.

Provided further that where the applicant for an advance for which special reasons are required is himself competent to sanction the advance under the aforesaid provisions, the authority competent to sanction the advance shall be—

(i) in the case of officers of the Indian Audit and Accounts Service, the Comptroller and Auditor General;

(ii) in other cases, the appointing authority of the applicant.

3. In respect of any person serving in connection with the affairs of a State, who is entitled to subscribe to the Fund by or under any law made in this behalf, the authority competent to grant an advance for which special reasons are not required under sub-rule (2) of rule 12, as well as for the grant of an advance for which special reasons are required under sub-rule (2) of rule 12 shall be the State Government.

MEMORANDUM EXPLANATORY OF THE GENERAL PROVIDENT FUND  
(CENTRAL SERVICES) RULES, 1960.

(Against each rule, the corresponding rule in the rules previously in force has been given within brackets).

**Rule 1 (Rule 1).**—The rules come into force from the 1st April 1960 i.e. the date from which the compulsory provident fund scheme has been introduced.

**Rule 2 (Rule 2).**—(a) The definition of "Account Officer" has been enlarged to include the Pay & Accounts Officer and the Head of Office.

(b) Reference to sterling overseas pay has been omitted from the definition of "emoluments" as no one who is subject to these rules is in receipt of such pay.

Dearness pay has been included in the term "emoluments". This is necessary to cover cases of those Government servants who may not elect the revised scales of pay under the Central Civil Services (Revised Pay) Rules, 1960.

(e) The definition of "leave" has been enlarged to include leave under the Revised Leave Rules, 1933.

**Rule 3 (Rule 3).**—Rule 34 in the rules previously in force has been incorporated as sub-rule (2).

**Rule 4 (Rule 4).**—This rule has been modified as the result of the introduction of the compulsory provident fund scheme. Provision has also been made that apprentices and probationers shall be treated as temporary Government servants for the purpose of this rule.

Rules 5 to 7 in the rules previously in force have been deleted as they are now unnecessary.

**Rule 5 (Rule 8).**—A sentence has been added at the end of clause (a) of sub-rule (5). This is self-explanatory.

**Rule 6 (Rule 9).**—The words "as well as advances and withdrawals from the Fund" have been added at the end of this rule.

**Rule 7 (Rule 10).**—The subscription will not now be optional during leave on average pay or earned leave of less than one month or 30 days' duration, as the case may be.

**Rule 8 (Rule 11).**—Sub-rule (1) has been modified consequent on the decision taken on the recommendations of the Pay Commission.

In the case of Class IV employees, whose provident fund accounts are now being maintained by Heads of Offices, the minimum rate of subscription is Rs. 4/- a month for those drawing a pay of less than Rs. 75/- p.m. and Rs. 5/- a month for others.

Under sub-rule (4) a subscriber can now reduce the subscription also once in the course of a year.

**Rule 9 (Rule 12).**—No change

**Rule 10 (Rule 13).**—In sub-rule (1) the provision relating to sterling overseas pay has been deleted.

Sub-rule (3) provides also for recovery of arrear subscriptions in cases of default.

**Rule 11 (Rule 14).**—A new proviso has been inserted below sub-rule (3) which is self-explanatory.

**Rule 12 (Rule 15).**—Main purposes for which advances may be granted have been specified in sub-rule (1). Advances to pay expenses in connection with illness or to meet the cost of higher education may include also where necessary, the travelling expenses.

For the purpose of this rule pay includes dearness pay, where admissible.

**Rule 13 (Rule 16).**—No change.

**Rule 14 (Rule 28).**—This rule incorporates the provisions in rule 28 of the rules previously in force confining it to advances. Rule 29 is confined to withholding or withdrawal of money from the Fund for purposes of financing insurance policies.

**Rule 15 (New Rule).**—This rule lays down the conditions of eligibility and also specifies the purposes for which final withdrawals are allowed. Provision has also been made for final withdrawal to meet medical expenses, including where necessary, the travelling expenses.

**Rule 16 (New Rule).**—The amount of withdrawal shall not ordinarily exceed six months' pay or one-half of the amount standing to the credit of the subscriber in the Fund, whichever is less. The sanctioning authority can sanction an amount in excess of this limit but only up to three-fourths of the amount to the credit of the subscriber.

Sub-rule (2) contains penal provision to cover cases where a subscriber withdraws money from the Fund and does not use it for the purpose for which the withdrawal is made. All the other conditions prescribed from time to time have been done away with in order to simplify the rules.

For the purpose of this rule also pay has been taken to include dearness pay, where admissible.

**Rules 17 to 28 (Rules 17 to 27).**—These rules incorporate the provisions contained in rules 17 to 27 of the rules previously in force. The proviso below sub-rule (2) of rule 18 of those rules has been deleted consequent on the deletion of rule 7 (1).

**Rule 29 (Rule 28).**—This corresponds to rule 28 of the rules previously in force but is confined to withholding or withdrawal of money from the Fund for financing insurance policies. A separate rule 14 has been included relating to advances.

**Rule 30 (New Rule).**—This is a new rule making the provisions contained in rules 17 to 29 applicable only to subscribers who were financing their insurance policies from the Fund before the publication of these rules.

This rule does not, however, permit those subscribers to finance any new policy from the Fund.

**Rules 31 to 33 (Rules 29 to 31).**—No change.

**Rule 34 (Rule 32).**—In sub-rule (1) provision has been made requiring the submission of a written application for withdrawal of the accumulations in the Fund when they become payable.

**Rule 35 (Rule 33).**—In clause (a), the provisions contained in clauses (a) and (c) of rule 33 of the rules previously in force have been incorporated.

**Rule 36 (Rule 33A).**—No change.

**Rule 37 (New Rule).**—This corresponds to rule 35 of the All India Services (Provident Fund) Rules, 1955.

**Rules 38 and 39 (Rules 35 and 36).**—No change.

**Rule 40 (New Rule).**—This relates to interpretation of rules.

**Rule 41 (New Rule).**—This is a repealing clause.

**Schedules.**—No change.

[No. F. 50(2)-EV/60.]

DEVI DIYAL BHATIA, Dy. Secy.

## (Department of Economic Affairs)

New Delhi, the 7th December 1960

SO. 3001—Statement of the Affairs of the Reserve Bank of India as on the 2nd December 1960

## BANKING DEPARTMENT

Liabilities	Rs.	Assets	Rs.
Capital paid up . . . . .	5,00,00,000	Notes . . . . .	23,99,75,000
Reserve Fund . . . . .	80,00,00,000	Rupee Coin . . . . .	3,07,000
National Agricultural Credit (Long-term Operations) Fund . . . . .	40,00,00,000	Subsidiary Coin . . . . .	7,15,000
National Agricultural Credit (Stabilisation) Fund . . . . .	5,00,00,000	Bills Purchased and Discounted :—	
Deposits :—		(a) Internal . . . . .	..
(a) Government		(b) External . . . . .	..
(1) Central Government . . . . .	60,71,23,000	(c) Government Treasury Bills . . . . .	10,22,21,000
(2) Other Governments . . . . .	11,71,26,000	Balances held abroad* . . . . .	28,75,03,000
(b) Banks . . . . .	89,78,46,000	Loans and Advances to Governments** . . . . .	35,57,73,000
(c) Others . . . . .	91,16,32,000	Other Loans and Advances† . . . . .	121,14,99,000
Bills Payable . . . . .	26,88,62,000	Investments . . . . .	203,98,50,000
Other Liabilities . . . . .	29,53,49,000	Other Assets . . . . .	16,00,95,000
RUPES . . . . .	439,79,38,000	RUPES . . . . .	439,79,38,000

\*Includes Cash and Short-term Securities.

\*\*Includes Temporary Overdrafts to State Governments.

†The item 'Other Loans and Advances' includes Rs. 4,06,00,000/- advanced to scheduled banks against usance bills under Section 17 (4)(c) of the Reserve Bank of India Act.

Dated the 7th day of December, 1960.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 2nd day of December 1960

ISSUE DEPARTMENT

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department	23,99,75,000		A. Gold Coin and Bullion:—		
Notes in circulation	18,28,11,07,000		(a) Held in India	117,76,03,000	
Total Notes issued		18,52,10,82,000	(b) Held outside India	..	
			Foreign Securities	123,00,89,000	
			TOTAL OF A		240,76,92,000
			B. Rupee Coin		129,28,33,000
			Government of India Rupee Securities		14,82,05,57,000
			Internal Bills of Exchange and other commercial papers		
TOTAL LIABILITIES		18,52,10,82,000	TOTAL ASSETS		18,52,10,82,000

Dated the 7th day of December, 1960.

B. VENKATAPPAH,  
Dy. Governor.

[No. F 3(2)-BC/60.]

A. BAKSI, Jt. Secy.

**(Department of Economic Affairs)***New Delhi, the 8th December 1960*

**S.O. 3002.**—In pursuance of clause (aa) of sub-section (1) of section 10 of the Industrial Finance Corporation Act, (1948) (15 of 1948) the Central Government hereby nominates Shri K. P. Mathrani, Additional Secretary, Department of Economic Affairs, Ministry of Finance, to be a Director of the Industrial Finance Corporation of India vice Shri A. Bakshi.

[No. F. 2(98)-Corp/60.]

M. K. VENKATACHALAM, Dy. Secy.

**(Department of Economic Affairs)***New Delhi, the 8th December 1960*

**S.O. 3003.**—In pursuance of Sub-section (2) of Section 21 of the Industrial Finance Corporation Act, 1948 (15 of 1948), the Central Government on the recommendation of the Board of Directors of the Industrial Finance Corporation of India hereby fixes 4 per cent per annum as the rate of interest payable on the bonds to be issued by the said Corporation in January, 1961 and maturing on the 2nd January, 1962.

[No. F. 2(88)-Corp/60.]

S. S. SHARMA, Under Secy.

**CENTRAL BOARD OF REVENUE****INCOME-TAX***New Delhi, the 6th December 1960*

**S.O. 3004.**—In exercise of the powers conferred by sub-section (1) of section 59 of the Indian Income-tax Act, 1922 (11 of 1922), the Central Board of Revenue hereby makes the following amendments in the Indian Income-tax Rules, 1922, the same having been previously published as required by sub-section (4) of the said section.

1. These rules may be called the Indian Income-tax (Amendment) Rules, 1960.
2. After rule 49 of the Indian Income-tax Rules, 1922, the following rules shall be inserted, namely:—

"50. (1) The application to the Commissioner under section 59B of the Act for information as to the amount of tax determined as payable by an assessee in respect of any assessment made on or after the 1st April, 1960, shall be made in the following form:—

*Form of application under section 59B of the Indian Income-tax Act, 1922*

To

The Commissioner of Income-tax,

Sir,

I request you to furnish the information as to the amount of tax determined as payable by.....in respect of the assessment year ending on  
(here give name, status and complete address of the assessee)

31st day of March, 19 .

2. The fee of Rs. 10 has been paid and the receipt is enclosed.

Signature of the applicant.....

Name of the applicant

(in capital letters).....

Father's/Husband's name.....

Full address.....

Dated.....19 .

**NOTE.**—1. A separate application has to be made in respect of each assessee and for each assessment year.

2. The fee should be credited in the treasury or a branch of the State Bank of India or a branch of the Reserve Bank of India after obtaining chalan from the Income-tax Officer and the triplicate chalan sent to the Commissioner along with the application.

(2) The information under section 59B of the Act shall be furnished by the Commissioner in the following form:—

Office of the.....  
.....

No. ....

Date.....

To

.....  
.....  
.....

With reference to your application, dated.....under section 59B of the Indian Income-tax Act, 1922 requesting for information as to the amount of tax determined as payable by.....in respect of the assessment year ending on 31st day of March 19 , the said information is given below:—

Name and address of the assessee  
Status  
Assessment year  
Amount of tax determined as payable  
(in words and figures)

Seal

Dated .....19 .

Signature of the authority furnishing  
the information.

- (3) Where it is not possible for the Commissioner to furnish the information asked for by the applicant under section 59B of the Act owing to the fact that the relevant assessment has not been completed, he shall inform the applicant in the following form:

No. ....

Office of the.....  
.....

Date.....

To

.....  
.....  
.....

With reference to your application, dated.....under section 59B of the Indian Income-tax Act, 1922, requesting for information as to the amount of tax determined as payable by.....in respect of the assessment year ending on the 31st day of March ....., I am to inform you that the said, information is not yet available.

Seal

Signature.....

Dated.....19 .

- (4) Where the Commissioner is satisfied that there are circumstances justifying the refusal of information as to the amount of tax determined as payable by an assessee in respect of any assessment year, he shall intimate the fact to the applicant in the following form:—

No. ....

Office of the.....

Date.....

To

.....  
.....  
.....

With reference to your application, dated.....under section 59B of the Indian Income-tax Act, 1922, requesting for information as to the amount of tax determined as payable by.....in respect of the assessment year ending on the 31st day of March 19....., I am satisfied that there are circumstances justifying its refusal and the information is accordingly refused.

Signature.....

Seal

Dated.....19 .

51. (1) Every application made by a person under section 59B of the Act shall be accompanied by a fee of rupees ten for each assessment year for which information is requested for under that section.

(2) Where the information is not furnished owing to the fact that the relevant assessment has not been completed or where the Commissioner refuses to furnish the information, he shall refund or cause to be refunded the amount of the fee paid."

[No. 105/3(55)-60/TPL.]

D. SUBRAMANIAN, Secy.

## OFFICE OF THE DEPUTY COLLECTOR OF CENTRAL EXCISE AND LAND CUSTOMS, BOMBAY

### NOTICE

Bombay the 6th December 1960

**S.O. 3005.**—Whereas it appears that the marginally noted goods which were

S. No.	Description of goods	Qty.	
1.	Four bags of cloves	90 seers.	seized by the S.R.P. staff at a place known as 'Pausht Paunda' in the jurisdiction of Ch. Nos. 72 and 73 on the Goa Frontier on 15th September, 1960, were imported by land from Goa (Portuguese Territory in India) in contravention of section 5(1) of the Land Customs Act, 1924, and the Government of India, Ministry of Commerce and Industries Import Control Order No. 17/55, dated 7th December, 1955 issued under the Imports and Exports (Control) Act, 1947 and deemed to have been issued under the Imports and Exports (Control) 1878. Now therefore, any person claiming
2.	7 O'clock Razor blades	3 blades	
3.	Presu ttons 555 Made in Germany)	140 bundles	
4.	Gilly ba s which contained the goods.	9 bags	



the goods is hereby called upon to show cause to the Deputy Collector of Central Excise and Land Customs Bombay why the above mentioned goods should not be confiscated under section 5(3) of the Land Customs Act, 1924 read with section 167(8) of the Sea Customs Act 1878 and the gunny bags under section 168 of the Sea Customs Act, 1878, and why a penalty should not be imposed on him under section 7(1) (c) of the Land Customs Act, 1924 read with section 167(8) of the Sea Customs Act, 1878.

If such an owner fails to turn up to claim the above mentioned unclaimed goods or to cause against the action proposed to be taken within 30 days from the publication of this notice in the Government of India Gazette/Maharashtra Government Gazette, the goods in question will be treated as unclaimed and case will be decided accordingly.

[No. VIII(b) 10 (56) Cus./60.]

S. M. BIJAWARGI,  
Deputy Collector of Central Excise  
and Land Customs Bombay.

## MINISTRY OF COMMERCE AND INDUSTRY

### ORDER

*New Delhi, the 9th December 1960*

**S.O. 3006.**—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following further amendments in Textiles (Production by Handloom) Control Order, 1956, namely:—

1. This order may be called the Textiles (Production by Handloom) Control Amendment Order, 1960.

2. In the Textiles (Production by Handloom) Control Order, 1956 (hereinafter called as the said order), in sub-Clause (b) of clause 2 for the words "or man-made cellulosic or non-cellulosic *spun fibre yarn*", the words "or man-made cellulosic or non-cellulosic filament yarn of silk yarn" shall be substituted.

3. In sub-clause (IA) of clause 4 of the said Order, for the words and figures "shall apply on or before the 31st December, 1960", the words and figures "shall apply on or before the 31st March, 1961" shall be substituted.

4. For Form 'A' appended to the said Order the following Form-A shall be substituted, namely:—

#### FORM OF APPLICATION FOR REGISTRATION OF A HANDLOOM

1. Name and full address of the applicant.
2. Age.
3. Exact location of the Handloom.
4. Total No. of Handlooms in the possession of the applicant.
5. No. of Handlooms which are actually being worked on the date of the application:—
  - (i) With Cotton yarn. ....
  - (ii) With Silk yarn. ....
  - (iii) With Woollen yarn. ....
  - (iv) With Art Silk or Staple Fibre yarn. ....
  - (v) Other Kinds of yarn. ....
6. Description of the Loom.

Whether the Loom is:—

- (i) Throw shuttle pit loom.
- (ii) Fly shuttle pit loom.
- (iii) Throw Shuttle frame loom.

- (iv) Fly shuttle frame loom.
  - (v) Hatterseley loom.
  - (vi) Semi-automatic loom.
  - (vii) Of any other kind, if so, of what description:
7. Number and date of Registration Certificate  
already held, if any .....

## DECLARATION

I hereby declare that the information furnished by me in this application is true to my knowledge and belief.

Date .....

.....  
(Signature of the applicant).

[No. 4(79)Tex'C/59.]

A. G. V. SUBRAHMANYAM, Under Secy.

## ORDER

*New Delhi, the 12th December 1960*

**S.O. 3007/IDRA/6/15.**—In pursuance of Clause (c) of Rule 2 of the Development Councils (Procedural) Rules, 1952, the Central Government hereby appoints Shri S. L. Venkateshwaran, Development Officer, Development Wing, New Delhi, as the Secretary to the Development Council established by the Order of the Government of India in the Ministry of Commerce and Industry No. S.O. 2877, dated the 28th November, 1960 for the scheduled industries engaged in the manufacture or production of Organic Chemicals with effect from the 28th November, 1960.

[No. 1(3)IA(IV)/60.]

D. HEJMADI, Dy. Secy.

## ORDER

*New Delhi, the 13th December 1960*

**S.O. 3008/IDRA/18G/43/60.**—In exercise of the powers conferred by section 18G of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby makes the following Order to amend the Cement Control Order 1958, namely:—

1. This Order may be called the Cement Control (Fifth Amendment) Order, 1960.
2. In the Schedule to the Cement Control Order, 1958—  
(1) for the entry against serial No. 18, the following entry shall be substituted, namely:—

<i>Name of producer</i>	<i>Price per Metric Tonne</i>
"18. M/s. Panyam Cements and Mineral Industries Ltd., Betamacherla.	73.32 (73.70)";

(2) at the end, the following note shall be inserted, namely:—

"NOTE.—The price specified within brackets against serial No. 18 above is the price per British Ton for the period beginning from the 1st January, 1960, and ending on the 30th September, 1960".

[No. Cem-8(34)/60.]

M. L. GUPTA, Under Secy.

**(Office of the Deputy Chief Controller of Imports and Exports)**

**(Central Licensing Area)**

**NOTICE**

*New Delhi, the 15th September 1960*

**S.O. 3009.**—It is hereby notified, that in exercise of the powers conferred by clause 9 of the Imports (Control) Order, 1955, the Government of India, in the Ministry of Commerce and Industry propose to cancel the import Licence No. A781314/60/AU/CCI/D, dated 20th May, 1960 valued at Rs. 1,259 for import of (1) Silica Heathers suitable for 3' deep Tanks—Rs. 766 (2) Immersion heathers, Steel cases suitable for 3' deep Tanks—Rs. 493 from Soft Currency Area except union of South Africa, granted by the Deputy Chief Controller of Imports and Exports, (Central Licensing Area), New Delhi, to M/s. Marshall Industries of India, 17-A Najafgarh Road, Industrial Area, New Delhi, unless sufficient cause against this is furnished to the Deputy Chief Controller of Imports and Exports (Central Licensing Area), New Delhi, within ten days of the date of issue of this notice by the said M/s. Marshall Industries of India, 17-A Najafgarh Road, Industrial Area, New Delhi, or any Bank, or any other party, who may be interested in it.

2. In view of what is stated above, M/s. Marshall Industries of India, 17-A, Najafgarh Road, Industrial Area, New Delhi, or any Bank, or any other party, who may be interested in the said licence No. A781314/60/AU/CCI/D. dated 20th May, 1960, are hereby directed not to enter into any commitments against the said licence.

M/s. Marshall Industries of India

17-A Najafgarh Road, Industrial Area.

NEW DELHI.

[No. Genl/242/2-60/Pol/CLA.]

RAM MURTI SHARMA,

Dy. Chief Controller of Imports and Exports.

**(Indian Standards Institution)**

**ERRATUM**

In column 3 of the Schedule annexed to the Ministry of Commerce & Industry (Indian Standards Institution) Notification No. S.O. 2498, appearing on page 3028, in the Gazette of India, Part II—Section 3, Sub-Section (ii) dated the 15th October 1960, please read,—

'15-10-60 to 14-10-61' in place of '15-9-60 to 14-9-61'.

**MINISTRY OF TRANSPORT AND COMMUNICATIONS**

**(Department of Transport)**

**(Roads Wing)**

*New Delhi, the 16th November 1960*

(To be substituted for the notification of the Government of India in the Ministry of Transport and Communications (Department of Transport) (Roads Wing) No. S.O. 2825, dated the 15th November 1960, published at page 3381 in Part II—Section 3—Sub-section (ii) of the Gazette of India, dated the 26th November 1960.)

**S.O. 3010.**—In exercise of the powers conferred by section 5 of the National Highways Act, 1956 (48 of 1956), the Central Government hereby makes the following amendment in the notification of the Government of India in the

Ministry of Transport No. S.R.O. 1181, dated the 4th April 1957, published in Part II, Section 3 of the Gazette of India, dated the 13th April 1957, namely:—

In the Schedule to the said notification, for Serial No. 4 and the entries against it in column 2 and 3, the following serial numbers and entries shall be substituted, namely:

"4. So much of national highways No. 3, No. 4, No. 6, No. 7, No. 8 and No. 9 situated within the State of Maharashtra and national highway No. 50.

State Government  
of Maharashtra.

4A. So much of national highway No. 8 as is situated within the State of Gujarat and national highways No. 8A and No. 8B.

State Government  
of Gujarat."

[No. PL-6(1)/60.]

BRIJ RATAN LAL, Under Secy.

(Department of Communications and Civil Aviation)  
(P. & T. Board)

*New Delhi, the 3rd December 1960*

**S.O. 3011.**—In exercise of the powers conferred by section 7 of the Indian Telegraph Act, 1885 (13 of 1885), the Central Government hereby makes the following rules to amend the Indian Telegraph Rules 1951, namely:—

1. These rules may be called the Indian Telegraph (Amendment) Rules, 1960.
2. After rule 450 of the Indian Telegraph Rules, 1951, the following rule shall be inserted namely:

"450-A. *Credit for difficulties encountered on Subscriber Trunk Dialled (S.T.D.) Calls.*

Should a subscriber experience difficulty on Subscriber Dialled Trunk Calls due to connection to wrong numbers, double connections, or uncommercial speech, resulting in his being charged even though he has not been able to make use of the S.T.D. calls, the following procedure will apply for grant of credit:—

- (a) An operator on receiving a complaint relating to S.T.D. calls such as connection to wrong number or engaged trunk or uncommercial speech on a properly effected connection, will suggest setting up of the call on a manual basis.
- (b) If the caller refuses this service, no charge reduction will be granted.
- (c) If the caller agrees, the call will be booked and put through on a manual basis, according to its turn with other booked calls. The call will then be charged at usual manual rates, and the charges and other conditions prescribed in rules 447, 448, 449, 450 and 451 shall be applicable.
- (d) A rebate equivalent to one minute S.T.D. charge will be granted on manually completed calls set up under (c) above. The rebate will not be admissible, if for any reason the call is not completed manually."

[No. 7-104/60-PHT.]

DINSHAW F. D. JOSHI,  
Director of Telegraph Traffic.

**MINISTRY OF SCIENTIFIC RESEARCH AND CULTURAL AFFAIRS**

*New Delhi, the 30th November 1960*

**S.O. 3012.**—In exercise of the powers conferred by sub-section (3) of section 8 of the Provident Funds Act, 1925 (19 of 1925), the Central Government hereby

directs that the name of the following institution be added to the Schedule to the said Act, namely:—

The School of Planning and Architecture, New Delhi.

[No. F. (18-2)/60-T-1.]

H. S. SHAHANI,

Asstt. Educational Adviser (T).

## MINISTRY OF IRRIGATION AND POWER

### ORDERS

*New Delhi, the 7th December 1960*

**S.O. 3013.**—In exercise of the powers conferred by sub-rule (2) of Rule 133 of the Indian Electricity Rules, 1956, the Central Government hereby directs that the provisions of—

- (i) Rule 118(a)
- (ii) Rule 119(1)(a)
- (iii) Rule 50(1)(d)
- (iv) Rule 118(c)
- (v) Rule 123(7)

of the said Rules shall be relaxed in respect of the use of the following apparatus in conjunction with Model 110 B, Bucyrus Erie,  $4\frac{1}{2}$  cu. yd., 3.3 K. V.; shovel serial No. 118515:

- One 200 H. P., 3300 volts, Westinghouse, Induction motor, serial No. 2S-59.
- One 200 H. P., 3.3 K. V., General Electric auto transformer starter, name plate details DC. 9194F6; DL. 2231700 G. 32; W/s. 3323743.
- One 5 K. V. A., 3300/480/240. volts, single phase, Hipersil transformer, serial No. 59 E 11169.
- One 5 K. V. A., 3300/480/240 volts, single phase, Hipersil transformer, serial No. 59E 11170.
- One 5 K. V. A., 3300/480/240 volts, single phase, Hipersil transformer, serial No. 59E 11171.
- One 7.5 K. V. A., 3600/240/120 volts, single phase, Hipersil transformer, serial No. 59E 11187.
- One length of 660 feet; four core, pliable wire armoured T.R.S. polychloroprene, consisting of three power cores and one earth chloroprene cradel separator, polychloroprene sheathed, galvanised steel strand armoured, one tough rubber or polychloroprene sheathed overall; 3300 volts grade, conductor of .0225 sq. inch, minimum cross section.
- One 50 amps, 3300 volts, type F/X125/DO, Reyrolle switch, serial No. 29SF 1077.

at Gidi 'A' colliery of Messrs National Coal Development Corporation Ltd., to the extent that (1) in relaxation of Rule 118(a), the portable motor of the shovel may be used at 3.3 K. V. (2) in relaxation of Rule 119(1)(a), the bank of three single phase, 5 K. V. A., 3300/480/240 volts transformers connected in delta/delta and single phase 7.5 K. V. A., 3600/240/120 volts transformer with their associated equipment using energy at high voltage may not be fixed apparatus as, being installed on the portable shovel moving from place to place, the same have a portable sense, (3) in relaxation of Rule 50(1)(d), there being no linked switches for control of 3.3 K. V., supply to the transformers installed on the shovel the 3.3 K. V. supply to same may be controlled by the individually operated link-fuses as provided by the manufacturers, (4) in relaxation of Rule 118(c), the 120 volts system of supply intended for use for lighting purposes within the shovel from the single phase 7.5 K. V. A., 3600/240/120 volts lighting transformer having no mid voltage point for earthing and as such the voltage of the system being obtained between a phase and earth and not between phases as contemplated in Rule 118(c), the 120 volts system of supply is specially considered and may be used, and (5) the length

of the flexible cable with the portable machine may not exceed 660 feet and that the relaxation shall be subject to the following conditions:

- (1) The 3.3 K. V. supply to the flexible cable should be provided with earth-leakage protection.
- (2) The installations and wirings inside the shovel shall comply with the relevant provisions of the Indian Electricity Rules, 1956, in particular, rules 115, 117, 121, 124 and 125.
- (3) The flexible trailing cable should be connected to the Electricity supply system and the machine by properly constructed connector boxes or totally enclosed safe attachments.
- (4) The excavating machine along with the flexible trailing cable shall be worked and handled with due care so as to avert danger arising out of any electrical defect or in the use and the insulation resistance of the high voltage circuit including the driving motor, shall at no time be less than 10 megohms.
- (5) The operators of the shovel shall be trained and authorised for operating the shovel with competency and due care to avoid danger.

Provided that the aforesaid relaxation shall be valid for such time as the said machine is in use in the mine and due information shall be given to the Central Government through the Electrical Inspector of Mines as soon as the machine is taken out of the mine.

[No. EL. II-3(15)/60.]

*New Delhi, the 9th December 1960*

**S.O. 3014.**—In exercise of the powers conferred by sub-rule (2) of Rule 133 of the Indian Electricity Rules, 1956, the Central Government hereby directs that the provisions of—

- (i) Rule 118 (a),
- (ii) Rule 119(1) (a),
- (iii) Rule 50(1) (d), and
- (iv) Rule 123 (7).

of the said Rules shall be relaxed in respect of the use of the following apparatus in conjunction with Model 4161, 3.3 K.V., Marion Shovel, serial No. 22169.

- One 300 H.P., 3300 volts, M-G Set motor, serial No. 16N9422.
- One 10 K.V.A., single phase, 3300/240 volts, transformer, serial No. 60B-15768.
- One 10 K.V.A., single phase, 3300/240 volts, transformer, serial No. 60B-15769.
- One 10 K.V.A., 3300/240 volts, single phase, transformer, serial No. 60B-15770.
- One length of 1000 feet of flexible trailing cable as per specification No. CSI455 four conductor type Okonex shielded okoprene cable 5,000 volts grade overall dia 1.710" to 1.750". 6/64 wall Okoprene sheath. 1 Braid 0.0126 Galvanised steel wire 35 per cent. coverage 5/64" wall Okoprene inner Jacket layer 0.49". 3 conductors cabled each with layer rubber filled colour tape; one green cotton braided ground wire; with rubber needle fillers with one 200 amps, 5,000 volts, 3 pole, type ST., isolator, serial No. S-0567.

at Kathara Colliery open Cast mine of Messrs National Coal Development Corporation Ltd., to the extent that (1) in relaxation of Rule 118(a) the portable motor of the shovel may be used at 3.3 K. V., (2) in relaxation of Rule 119(1) (a), the bank of three single phase, 10 KV, 3300/240 volts transformers, connected in delta/star with their associated equipment use in energy at high voltage may not be fixed apparatus; as being installed on the portable shovel moving from place to place, the same have a portable sense, (3) in relaxation of Rule 50(1) (d) there being no linked switches for control of 3.3 K.V., supply to the transformers installed on the shovel, the 3.3 K. V., supply to same may be controlled by the individually operated link-fuses as provided by the manufacturers, (4) in relaxation of Rule 123(7), flexible cable not exceeding 1,000 feet in

length may be used with the portable machine, and that the relaxation shall be subject to the following conditions:

- (1) The Installations and wirings inside the shovel shall comply with the relevant provisions of the Indian Electricity Rules, 1956, in particular rules 115-117, 121, 124 and 125.
- (2) The 3:3 K. V., supply to the flexible cable should be provided with earth-leakage protection.
- (3) The flexible trailing cable should be connected to the electricity supply system and the machine by properly constructed connector boxes or totally enclosed safe attachment.
- (4) The excavating machine along with the flexible trailing cable shall be worked and handled with due care so as to avert danger arising out of any electrical defect or in the use and the insulation resistance of the high voltage circuit, including the driving motor, shall at no time be less than 10 megohms.
- (5) The operators of the shovel shall be trained and authorised for operating the shovel with competency and due care to avoid danger.
- (6) The particulars of the protection for the 300 H.P., 3,300 volts, M. G., set motor shall be furnished to the Electrical Inspector of Mines when application for approval to bring the shovel into use is made to him.

Provided that the aforesaid relaxation shall be valid for such time as the said machine is in use in the mine and due information shall be given to the Central Government through the Electrical Inspector of Mines as soon as the machine is taken out of the mine.

[No. EL-II-3(34)/60.]

N. S. VASANT,  
Officer on Special Duty.

## MINISTRY OF WORKS, HOUSING AND SUPPLY

*New Delhi, the 8th December 1960*

**S.O. 3015.**—In exercise of the powers conferred by Section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1958 (32 of 1958), the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Works, Housing and Supply No. S.O. 494, dated the 16th February, 1960, namely:—

In the table below notification No. 494, dated 16th February 1960, in column 1 against Serial No. 4 substitute the words 'Assistant Director' for 'Officer-in-charge' appearing before the words 'Salar Jung Museum and Library, Hyderabad.'

[No. 14/3/60-Acc.]

*New Delhi, the 12th December 1960*

**S. O. 3016.**—In exercise of the powers conferred by section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1958 (32 of 1958), the Central Government hereby appoints the officers mentioned in column 1 of the table below, being gazetted officers of Government to be estate officers for the purposes of the said Act who shall exercise the powers conferred, and perform the duties imposed on estate officers by or under the said Act within the local limits of their respective jurisdiction in respect of the public premises specified in the corresponding entries in column 2 of the said table.

## THE TABLE

Designation of Officers	Categories of public premises and local limits of jurisdiction
1. Executive Engineer, Calcutta Central Division No. IV, Central Public Works Department, Calcutta.	Premises under the administrative control of the C.P.W.D. situated within the local limits of his jurisdiction.
2. Executive Engineer, Madras Central Division (North), C.P.W.D., Madras.	Do.
3. Executive Engineer, Madras Central Division (South), Central P.W.D., Madras.	Do.
4. Executive Engineer Coimbatore Central Division, C.P.W.D., Coimbatore (Southern Railway).	Do.
5. Executive Engineer, Nagpur Central Division, Central Public Works Department, Nagpur.	Do.

[No. 14/3/60-Acc.]

N. VISVANATHAN, Under Secy.

## MINISTRY OF REHABILITATION

(Office of the Chief Settlement Commissioner)

*New Delhi, the 7th December 1960*

**S.O. 3017.**—In exercise of the powers conferred by Sub-Section (i) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri S. P. Kashyap as Assistant Settlement Officer for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8(227)/Admn.(R) (G)/CSC/60.]

*New Delhi, the 8th December 1960*

**S.O. 3018.**—In exercise of the powers conferred by sub-section (1) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri Rajeshwar Singh Phoolka, Deputy Secretary, Rehabilitation Department, Punjab Government to be a Settlement Commissioner in the State of Punjab, for the purpose of performing, in addition to his own duties as Deputy Secretary, Punjab Government the functions assigned to a Settlement Commissioner by or under the said Act, in respect of agricultural lands and shops in any rural area including houses, cattle sheds and vacant sites, if any, in any such area allotted alongwith any such lands and forming part of the Compensation Pool.

[No. F. 3(51)/Pol-II/60-Lands.]

*New Delhi, the 12th December 1960*

**S.O. 3019.**—In exercise of the powers conferred by Sub-Section (i) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri R. S. L. Srivastava as Assistant Settlement Officer for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8/229/AR(Per/CSC/60.)]



**S.O. 3020.**—In exercise of the powers conferred by Sub-Section (1) of Section 6 of the Administration of Evacuee Property Act, 1950 (XXXI of 1950), the Central Government hereby appoints for the State of Rajasthan, Shri G. R. Jetley for the time being holding the post of Managing Officer in the office of the Regional Settlement Commissioner, Jaipur, as Assistant Custodian for the purpose of discharging the duties assigned to the Custodian by or under the said Act with effect from the date he took over charge of his office.

[No. 4(71)/Admn.(Prop)/58/ARG.]

**S.O. 3021.**—In exercise of the powers conferred by Sub-Section (i) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri B. C. Nigam as Assistant Settlement Officer for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8(228)/Admn. (R) (G)/CSC/60.]

**S.O. 3022.**—In exercise of the powers conferred by Sub-Section (i) of Section 6 of the Administration of Evacuee Property Act, 1950 (XXXI of 1950), the Central Government hereby appoints for the State of Maharashtra, Shri R. P. Kulsreshtha, Assistant Settlement Officer in the office of the Regional Settlement Commissioner, Bombay as Assistant Custodian for the purpose of discharging the duties imposed on Custodian by or under the said Act with effect from the date he took over charge of his office.

**S.O. 3023.**—In exercise of the powers conferred by Sub-Section (i) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri Din Dyal Jain as Assistant Settlement Officer, for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8(230)/Admn.(R)/60.]

KANWAR BAHADUR,  
Settlement Commissioner (A) and  
*Ex-Officio* Dy. Secy.

#### (Office of the Chief Settlement Commissioner)

#### ORDER

*New Delhi, the 8th December 1960*

**S.O. 3024.**—In exercise of the powers conferred by sub-section (2) of Section 34 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, I, S. W. Shiveshwarkar, hereby delegate to Shri Rajeshwar Singh Phoolka, Settlement Commissioner, Punjab, the powers conferred upon me under Section 23, 24 and 28 of the said Act for the purpose of passing necessary orders under these Sections in so far as they relate to the custody, management and disposal of property (including agricultural land) in the State of Punjab in a rural area as defined in clause (f) of rule 2 of the Displaced Persons (Compensation and Rehabilitation) Rules, 1955, which forms part of the Compensation Pool.

[No. 3(51)Pol-II/60-Lands.]

S. W. SHIVESHWARKAR,  
Chief Settlement Commissioner.

#### MINISTRY OF LABOUR & EMPLOYMENT

*New Delhi, the 9th December 1960*

**S.O. 3025.**—In exercise of the powers conferred by sub-section (1) of section 3 of the Coal Mines Labour Welfare Fund Act, 1947 (32 of 1947), and in supersession of the notification of the Government of India in the late Department of Labour No. LW.1(4)47(2), dated the 14th June, 1947, the Central Government

hereby fixes, with effect on and from the first January, 1961, the duty of excise on all coal and coke despatched from collieries in the territories to which the said Act extends, at 49.21 n.P. (Fortynine decimal two one naye paise) per metric tonne.

[No. 4(18)60-MII.1

*New Delhi, the 13th December 1960*

**S.O. 3026.**—In exercise of the powers conferred by sub-section (1) of Section 5 of the Mines Act, 1952, (35 of 1952), the Central Government hereby appoints Shri Kamalendu Paul, an officer of the Office of the Chief Inspector of Mines, to be an Inspector of Mines subordinate to the Chief Inspector.

[No. MI-8(88)/58.]

**A. P. VEERA RAGHAVAN**, Under Secy.

*New Delhi, the 12th December 1960*

**S.O. 3027.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Salaiya No. 2 Mica Mine and their workmen.

### CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 39 OF 1960

#### PARTIES:

Employers in relation to the Salaiya No. 2 Mica Mine

AND

Their workmen

Dhanbad, dated the 29th November 1960

#### PRESENT:

Shri G. Palit, M.A.B.L., Chairman, Central Government Industrial Tribunal, Dhanbad.

No appearance on either side.

State: Bihar.

Industry: Coal.

#### AWARD

The Government of India, Ministry of Labour and Employment, by its Order No. 20/2/60-LRII, dated the 18th August 1960 made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 47), referred the aforesaid dispute to the Central Government Industrial Tribunal at Dhanbad presided over by me for adjudication concerning the matters as per schedule below:—

#### SCHEDULE

"Whether the action of the management of Salaiya No. 2 Mica Mine, in discharging Shri Braj Kishore Choubey, Compressor driver, with effect from 12th November 1959, was justified? If not, to what relief is he entitled?"

2. I need not go into the facts involved in the present case because the parties have filed a joint petition of compromise by which the management has agreed to pay Rs. 248 (Rupees two hundred and fortyeight) only by way of full and final settlement of all dues of Shri Choubey and that the claim for re-employment is dropped.

3. As the said petition of compromise was not supported by any affidavit or on any other evidence in support of its genuineness, the Tribunal called upon the parties to address it by way of confirmation of the said agreement. The management by its letter No. CH-4803/60, dated 26th November 1960 has affirmed the

agreement arrived at on 29th October 1960 with its contents. So I pass an award in terms of the said petition of compromise which is incorporated as a part of the present award. It is embodied in appendix.

Dhanbad,  
The 29th November, 1960.

(Sd.) G. PALIT, Chairman,  
Central Government Industrial Tribunal, Dhanbad.

#### APPENDIX

Before the Chairman, Central Government Industrial Tribunal, Dhanbad.

REFERENCE No. 39 OF 1960

PARTIES. Employers in relation to Salaiya No. 2 Mica Mine of M/s. Chatturam Horilram Private Ltd.

AND

Their workmen represented by Abrakh Mazdoor Union.

May it please the Tribunal, we, the parties to the above dispute, have reached the following settlement and pray that an Award be kindly made thereof.

The Union does not claim for the re-employment of Shri Braj Kishore Chaubey. The Management agrees to pay Rs. 248 (Rupees Two hundred and forty eight) only in way of the full and final settlement of dues of Shri Chaubey, as claimed by the Union and the amount in question has already been paid to Shri Chaubey in presence of the General Secretary of the Union.

On behalf of workmen.

Sd/- HARISH CHANDRA MISHRA,  
General Secretary,  
Abarakh Mazdoor Union,  
Jhumritelaiya (P.O.),  
Kodarma, E. Rly.

On behalf of Employers.

Sd/- .....

M/s. Chatturam Horilram (P) Ltd.,  
Jhumritelaiya (P.O.), Kodarma,  
E. Rly.

D.B.

Accepted.

(Sd.) G. PALIT, Chairman,

The 29th November, 1960.

Central Government Industrial Tribunal, Dhanbad.

[No. 20/2/60-LRII.]

#### ORDERS

New Delhi, the 7th December 1960

**S.O. 3028.**—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Palana Colliery and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Delhi, constituted under section 7A of the said Act

## SCHEDULE

Whether the termination of employment, with effect from 1st September, 1958 by the management of Palana Colliery of Shri Abhey Nath, ex-bonus clerk, was justified, and if not, to what relief he is entitled.

[No. 2/148/60-LRII.]

**S.O. 3029.**—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Union Co-operative Insurance Society Limited, Bombay, and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under section 7A of the said Act.

## SCHEDULE

1. Whether the pay scales of (a) clerical staff, i.e. Assistants (junior and senior) and Stenographers; (b) Sectional heads; and (c) Sub-staff, such as peons, sweepers, bearers, etc. are satisfactory? If not, what modifications are necessary and what relief should be granted to the employees and from which date after 22nd September, 1958?
2. Whether the rates of Dearness Allowance paid to the employees, are adequate? If not, to what relief are the employees entitled and from which date after 22nd September, 1958?
3. Whether the existing scheme of gratuity is satisfactory? If not, what modifications are necessary?
4. Whether the procedure provided in the existing services rules in regard to disciplinary action, appeals, transfers, etc., is satisfactory? If not, what modifications are necessary?

[No. 11(37)/59-LRII.]

## CORRIGENDUM

*New Delhi, the 7th December 1960*

**S.O. 3030**—In the Schedule to the Order of the Government of India in the Ministry of Labour and Employment No. S.O. 2747, dated the 7th November, 1960, published on pages 3329-3330 of the Gazette of India, Part II, Section 3(ii), dated the 12th November, 1960—

- (i) against Serial Number 10, for "Shri Mahadin Ahir" read "Shri Matadin Ahir".
- (ii) against Serial Number 11, for "Shri Prakash Passi" read "Shri Pargas Passi".
- (iii) against Serial Number 13, for "Shri Nathain Passi" read "Shri Nathai Passi".
- (iv) against Serial Number 21, for "Shri Kali Passi No. 2" read "Shri Kalu Passi No. II".
- (v) against Serial Number 25, for "Shri Nabratani Koiri" read "Shri Narottam Koiri".
- (vi) against Serial Number 27, for "Shri Changru Kumhar" read "Shri Changulal Kumar".

[No. 2/219/60-LRII.]

S. N. TULSIANI, Under Secy.

**MINISTRY OF INFORMATION AND BROADCASTING**

*New Delhi, the 9th December 1960*

**S.O. 3031.**—It is notified for general information that consequent upon the abolition of the Delhi Section of the Advisory Panels of the Central Board of Film Censors, Shrimati Madalsa Sriman Narayan will cease to be member of the Bombay Advisory Panel with immediate effect.

[No. F. 11/1/59-FC.]

**S.O. 3032.**—It is notified for general information that the following persons have retired from the membership of the Advisory Panel of the Central Board of Film Censors at Bombay, Calcutta and Madras with effect from the dates shown against them:—

<i>Name</i>	<i>Date of retirement</i>	<i>Name of Panel</i>
1. Shri Krishna Kripalani	28-8-60	Bombay Panel
2. Smt. Manorama Singh	28-8-60	-do-
3. Shri Mahendra Nath	28-8-60	-do-
4. Smt. Chandravati Lakhanpal	21-11-60	-do-
5. Shri Radha Raman, M.P.	30-9-60	-do-
6. Shri Banarsi Das Chaturvedi, M.P.	30-9-60	-do-
7. Shri Gopi Nath Anan	16-10-60	Madras Panel
8. Smt. D.L. Mazumdar	30-10-60	-do-
9. Shri Tajamal Hussain, M.P.	28-9-60	Calcutta Panel

[No. F. 11/1/59-FC.]

S. PADMANABHAN, Under Secy.

